



CITY OF SOUTH PASADENA

Brian O. Solinsky, Chief of Police

POLICE DEPARTMENT

To: Acting Chief Brian Solinsky

From: Acting Captain Robert Bartl

Date: December 18, 2018

Subject: **IA 2016- Administrative review of Officer Involved Shooting; Officer Patrick Zamora; Suspect John Dutchman III**

Chief Solinsky:

This officer involved shooting resulting in the injury of suspect John Dutchman III has been exhaustively investigated by three independent law enforcement agencies; Los Angeles County Sheriff's Department (File #016-00116-3199-055); Los Angeles County District Attorney's Office (File #16-0514); and the South Pasadena Police Department (File #16-2113). The Los Angeles County Sheriff's Department report was a comprehensive investigation that was forwarded to the LACO District Attorney.

The District Attorney's Justice System Integrity Division reviewed the Los Angeles County Sheriff's Department's investigation and separately viewed the evidence in this matter. A conclusion was made that Officer Patrick Zamora acted legally and justifiably in self-defense of himself and others in the use of deadly force against Mr. Dutchman.

Addendum One.

In that the use of deadly force was investigated by the Los Angeles County Sheriff's Department and found justifiable by the District Attorney, this review will focus on the policies and procedures that are applicable to this incident. This report will conclude with a brief description of the officer-involved shooting compiled from radio transmissions, officer and witness and suspect accounts.

The following policies, procedures, and training issues will be addressed in this report and will be stated in detail in each section of the report. They are: **Use of deadly force,**

officer safety and tactics.

John Cletus Dutchman III (03/20/68, M/W, 5-7, 145, [REDACTED])

[REDACTED]

[REDACTED]

Injured

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

[REDACTED]

Overview of Events

On October 9, 2016 at 0426 hours, [REDACTED] [REDACTED], Officer Patrick Zamora and [REDACTED] responded to [REDACTED] in regards to burglary in progress. Victim [REDACTED] called 911 reporting someone in her house attempting to kill her.

This residence is a two-story residential duplex with an attached unit on its west side which has an independent address. The residence has two-bedrooms, a full bathroom, and a half-bathroom. There is a kitchen, half-bathroom, living room and dining room on the first floor. Two bedrooms are located upstairs along with a full bathroom. The property has a common balcony located on the second floor, which faces Huntington Drive. The front door also faces Huntington Drive.

[REDACTED] immediately dispatched the call as a burglary in progress and advised officers that the suspect was downstairs. The suspect, later identified as John Cletus Dutchman was described as a male Hispanic, 30-35 years of age, wearing a yellow shirt and dark shorts. [REDACTED] and Zamora responded to the location and arrived on scene at 0429 hours. [REDACTED] arrived first on scene and parked his patrol vehicle a few houses east of the location. [REDACTED] and Officers Zamora and [REDACTED] arrived on scene seconds later. Seeing that officers had the front of the location covered, [REDACTED] drove to the rear of the address and parked in the rear alleyway, just east of the address.

As [REDACTED] [REDACTED] and Zamora made their way to the front of the residence, they could hear a female screaming from the second floor, "Please don't hurt me, just take my wallet, please don't hurt me." [REDACTED] informed the officers she still had [REDACTED] on the phone and Dutchman was now making his way upstairs, where [REDACTED] and her daughter [REDACTED] were barricaded in the bathroom. Hearing frantic screams coming from within the residence, [REDACTED], Zamora and [REDACTED] entered the residence by pushing open the front door, which was locked, but not

secured. Knowing Dutchman was inside the residence, but exact location unknown, officers tactically made no announcement when making entry into the residence in fear of alerting Dutchman as to their entry.

The interior of the residence was completely dark and Officer Zamora positioned himself at the bottom of the stairs after conducting a quick assessment of the lower floor making sure no one was in the living room area. [REDACTED] stood directly behind Officer Zamora as [REDACTED] made his way to the kitchen area to clear it.

The staircase was dark with a solid wall to the right side of it which separated the residence from the adjoining neighboring residence. To the left was a solid wall that stopped midway up the staircase, where a railing started. A ceiling was over the lower portion of the stairs.

Prior to ascending up the stairs, Officer Zamora illuminated the stairwell with the flashlight attached to his duty weapon. At about the fourth step, Officer Zamora observed Dutchman to his immediate left, slightly above him. Dutchman was leaning over the railing with both arms bent at an approximate 45-degree angle, holding an object in his hands pointing it at Officer Zamora.

In fear that Dutchman was holding a weapon and was about to shoot him and [REDACTED], Officer Zamora turned and fired twice in Dutchman's direction. After firing his weapon, Officer Zamora noticed Dutchman appeared to lean more in Officer Zamora's direction. Officer Zamora began to move backwards down the stairs, but fell backward as he continued to fire in Dutchman's direction. As Officer Zamora landed on his lower back, he felt pain move through his body which caused him to believe he had been shot. Officer Zamora had fired a total of seven rounds, not knowing if he had actually struck Dutchman. Officer Zamora and [REDACTED] quickly moved to their left, away from the staircase and over to where [REDACTED] was positioned out of the line of fire.

[REDACTED] immediately broadcasted shots fired and requested assistance from San Marino Police, Alhambra Police, a K-9 and an airship. [REDACTED] checked to make sure Officers Zamora and [REDACTED] were not struck by gunfire and advised Officer Zamora to reload his firearm. Officer Zamora removed the used magazine from his firearm, inserted a fully loaded magazine and placed the used one in his open magazine pouch.

Officers Zamora and [REDACTED] repositioned themselves behind cover at the bottom of the stairwell and called out to Dutchman, but received no reply. Officers could still hear a female upstairs screaming for help and then the sound of glass breaking. They heard footsteps and someone running toward the south portion of the house, at which time [REDACTED] stepped outside the front door and observed [REDACTED] lean over the balcony asking for help. [REDACTED] had broken out the window in the bathroom where she and her mother, [REDACTED] had been hiding in and climbed out onto the balcony. [REDACTED] told [REDACTED] to climb down to him, but she was unable too. [REDACTED] noticed officers

from Alhambra Police Department and San Marino were arriving and taking positions around the front of the house.

██████████ re-entered the house and told ██████████ to request a ladder from the fire department to rescue ██████████ from the balcony. Officers from the Alhambra Police Department and Monterey Park Police Department were able to retrieve a ladder from a staging South Pasadena Fire truck, place it up against the wall to the balcony and have ██████████ climb down to safety. ██████████ were escorted by officers to the Command Post; it was determined they were not injured during the incident.

After the two victims had been safely rescued from the balcony, two Alhambra officers entered the residence to relieve ██████████ and Officer Zamora. After a quick brief, ██████████ drove Officer Zamora to the Command Post. ██████████ remained in the house and was soon met by Los Angeles County Sheriff's Department Special Enforcement Bureau Deputies. ██████████ provided the SEB Deputies with a description of Dutchman and what occurred prior to their arrival. There was no sound coming from the upstairs area and it was quiet inside the house. SEB Deputies called out to Dutchman who surprisingly replied back that he was not armed, was not a threat and did not have a gun. SEB Deputies ordered Dutchman to remove his shirt, keep his hands up and walk down the stairs to them. Dutchman followed their commands and walked down the stairs where he was then handcuffed and provided medical attention to his right shoulder by SEB Deputies.

It was later determined by doctors at Huntington Memorial Hospital that Dutchman suffered a through-an-through bullet wound to his right shoulder that required minor medical attention. He was released into police custody and driven to the South Pasadena Police Department where he was interviewed.

It is the policy of the South Pasadena Police Department that the Los Angeles County Sheriff's Department Homicide Bureau be called in to investigate officer involved shootings. **Addendum Two.**

After all available information was collected by investigators, and the Los Angeles Country Sheriff's Department report was analyzed by the District Attorney's Office, it was concluded that Dutchman's actions legally justified the use of deadly force by Officer Zamora.

It should be known that during the time of this event, department body worn cameras were in the process of being issued and not provided to all sworn personnel. ██████████, ██████████ and Zamora were not wearing body cameras. ██████████ was wearing a body camera, but it was not functioning properly.

The remaining portion of this report will address the policies, procedures and recommendations that pertain to this event.

Use of Deadly Force

South Pasadena Police policy on the use of deadly force follows to the letter that of case and statutory law. **Addendum Three.**

Penal Code 835a allows officers to use the degree of force that is reasonably necessary to overcome any unlawful resistance or threat of resistance. If acting "reasonably" the officer shall not be deemed the aggressor or lose the right of self- defense to effect an arrest or prevent escape.

From the South Pasadena Police Department Policy Manual:

Deadly force – Force reasonably anticipated and intended to create a substantial likelihood of causing death of very serious injury.

300.1.3 SITUATIONAL USE OF FORCE OPTIONS

It is important to note that an officer need not attempt to gain control over an individual by use of the least intrusive or lowest level of force available when reason dictates and the officer can articulate that a higher level of force is reasonable. Likewise, **the escalation of force to a higher-level option without the attempt to use less intrusive lower level options may be appropriate given the resistance encountered.** Simply put, these options should be viewed collectively, not as a level of order. An officer may go directly to any level of force option provided that the force selected is objectively reasonable to overcome resistance.

The "Situational Use of Force Options" is designed to provide an overview of the force options available to officers in this Department. It is a fluid instrument that attempts to embody the dynamics of a confrontation. The Department recognizes that building flexibility into an officer's determination of the appropriate use of force is advisable and acceptable, if not essential, given that the standard for evaluating an officer's use of force is **"reasonableness under the facts and circumstances known or believed to/by the officer at the time."** This is an affirmative stance by the Department designed to provide additional confidence and needed support to officers in making their decisions regarding use of force in the field.

The officer/subject factors listed should be taken into consideration when an officer selects force options, and when evaluating whether an officer has used reasonable force. The Department recognizes that officers are expected to make split-second decisions and that the amount of time available to evaluate and respond to any situation may impact the officer's decision. By establishing a policy that includes a "Situational Use of Force Options" the Department hopes to provide additional guidance to officers in making those split-second decisions.

- (a) Actions of Subject - as reasonably perceived by the officer or based on the officer's reasonable perception:

Life Threatening Assault or Assault Likely to Cause Serious Bodily Harm. The subject is attempting to commit or threatening to commit an assault or interfere with the officer's actions using an object, a weapon, or an empty hand assault using personal weapons, wherein the officer reasonably believes that the assault will result in serious physical harm or death to the officer or others.

- (b) Officer Response Options:

Firearms. Includes handguns, rifles, long-guns, shotguns

In most cases there is a reasonable and logical progression in the amount of force used. The consideration of such is determined case-by-case. Certain circumstances may warrant an accelerated reaction using a higher degree of force in the initial stage of the contact in lieu of the lesser degree of force. This must be determine the individual officer, who is faced with the totality of the circumstances at the time the decision to use force is made.

300.4 DEADLY FORCE APPLICATIONS

Use of deadly force is justified in the following circumstances:

- (a) An officer may use deadly force to protect him/herself or others from what he/she reasonably believes would be an imminent threat of death or serious bodily injury.
- (b) An officer may use deadly force to stop a fleeing subject when the officer has probable cause to believe that the person has committed, or intends to commit, a felony involving the infliction or threatened infliction of serious bodily injury or death, and the officer reasonably believes that there is an imminent risk of serious bodily injury or death to any other person if the subject is not immediately apprehended. Under such circumstances, a verbal warning should precede the use of deadly force, where feasible.

Imminent does not mean immediate or instantaneous. An imminent danger may exist even if the suspect is not at that very moment pointing a weapon at someone. For example, imminent danger may exist if an officer reasonably believes any of the following:

- 1. The person has a weapon or is attempting to access one and it is**

reasonable to believe the person intends to use it against the officer or another.

2. The person is capable of causing serious bodily injury or death without a weapon and it is reasonable to believe the person intends to do so.

There is no doubt that a "Use of Force" condition existed due entirely to the actions of Dutchman. Officer Zamora had every reason to believe that the body position Dutchman took with his arms and hands together pointing an object towards Officer Zamora was a weapon.

In this situation, Officer Zamora was immediately faced with a life threatening situation and had to react in seconds. There is no doubt through his own testimony, that Officer Zamora believed he was about to be shot and possibly killed. Upon being faced with an unknown weapon pointed directly at him, Officer Zamora was able to fire his weapon at Dutchman, striking him in the right shoulder, providing himself and [REDACTED] an opportunity to retreat to a position of safety.

Statements provided by Dutchman and this investigation shows that Dutchman, in a highly intoxicated state, unlawfully entered a family residence in the early morning hours putting the two residents, a mother and daughter, in extreme fear for their safety. The two residents took refuge in an upstairs bathroom and called the police for help. Officer Zamora was one of the initial officers who responded to the call of a burglary in progress with a suspect in the location. Hearing frantic screams for help, Officer Zamora, accompanied by [REDACTED] and [REDACTED] entered the very dark residence. Once inside the residence, the officers continued to hear frantic screams coming from the upstairs portion of the residence. The frantic screams led officers to believe that they were confronted with a life or death situation. As Officer Zamora illuminated the dark staircase leading to the upstairs, he encountered the intruder, Dutchman, who appeared to be holding an object in his hands and pointing it at Officer Zamora. In fear for his safety and that of the officers immediately behind him, Officer Zamora fired his weapon at Dutchman and continued to fire in Dutchman's direction while falling backwards down the stairs onto his back. Officer Zamora's fears were reasonable under the circumstances.

Recommendations:

South Pasadena Police Officers train continuously in the use of force. The use of deadly force is the most difficult decision any police officer will have to make. A number of factors must be simultaneously considered along with attempts to disarm a possibly armed individual. Only after all other reasonable attempts have failed is deadly force called for. At the same time, an officer may be forced to proceed directly from dialog to deadly force. That was the case in this matter.

Dutchman immediately appeared from the left side of the dark staircase leaning down towards the staircase with both arms together, holding an object pointing it at Officer Zamora. **Note: Officer Zamora was current with his monthly range qualifications prior to this shooting.**

The use of deadly force by Officer Zamora was legally justified and within department policy.

Officer Safety and Tactics

Upon arriving at the location, [REDACTED], [REDACTED] and Zamora parked their police units away from the front of the residence as to not be seen by Dutchman or any other possible suspect at the location. All officers approached the house safely, using knowledge and layout of the property from previous visits to the area. [REDACTED] and [REDACTED] and Zamora positioned themselves on each side of the front- door, using *good officer safety and tactics*.

[REDACTED] advised dispatch and other units when officers were entering the house keeping everyone aware of their movements. Once inside the dark residence, [REDACTED] immediately cleared the kitchen area, while [REDACTED] and Zamora cleared the living room and rest of the downstairs area. Officers Zamora and [REDACTED] positioned themselves at the bottom of the staircase and did not begin to move up the stairs until Officer Zamora provided light from his light attachment on his duty weapon. Officers Zamora and [REDACTED] slowly proceeded up two or three stairs when Dutchman appeared directly to the left of Officer Zamora with his arms stretched out holding an object in his hands and pointing it at him. In fear for his safety and that of the officers immediately behind him, Officer Zamora fired his weapon at Dutchman.

Recommendations:

The manner in which [REDACTED], [REDACTED] and Officer Zamora approached and entered the residence was done with safety in mind, consistent with their training, and limiting their exposure to danger. *All three displayed good officer safety and sound tactics.*

When police officers fire their weapons in self- defense, they are trained to inflict a wound that will stop the assailant most effectively. The bullets fired by Officer Zamora did just that. *Officer Zamora performed as he was trained and within department policy.*

Conclusion:

The shooting and injury to Dutchman was a tragic event. As the investigation continued through the day, it became more evident that the circumstances and conclusion were caused by the actions on the part of Dutchman. Dutchman's self-admittance of using

narcotics, drinking alcohol, along with unlawfully entering into the residence, destroying property inside the residence, leaning down towards the stairwell while holding something in his hands and pointing it at Officer Zamora causing an officer involved shooting. In the interview with Dutchman, he states that he never remembered any of his actions after paying his bar tab at the Barkley Restaurant. **Ad. 2 Pg. 156**

Officer Zamora's use of deadly force, which caused injury to Dutchman, was a direct result of Dutchman's actions during the early morning of October 9, 2016. In conclusion, Officer Zamora performed his duties that day in a manner consistent with the highest level of training and in strictest accordance with South Pasadena Police Department policies and California state law.

Addenda

Ad. 1. Los Angeles County District Attorney Justice System Integrity Division Report

Ad. 2. Los Angeles County Sheriff's Department Officer Involved Shooting Report

Ad. 3. South Pasadena Police Department Use of Force Policy

JIM McDONNELL, SHERIFF

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

DETECTIVE DIVISION - HOMICIDE BUREAU

ASSISTANCE TO SOUTH PASADENA POLICE DEPARTMENT

ASSISTANCE TO ALHAMBRA POLICE DEPARTMENT

VOLUME I

FILE NO. 016-00116-3199-055

CLASSIFICATION: AGGRAVATED TRESPASS - 602.5(B) P.C./FALSE
IMPRISONMENT - 236 P.C./FELONY VANDALISM - 594(A) P.C./
OFFICER INVOLVED SHOOTING/SUSPECT INJURED

VICTIM(S): [REDACTED] FA/55

[REDACTED] FA/22

[REDACTED] MA/58

SUSPECT(S): DUTCHMAN, JOHN CLETUS III MW/48 (INJURED)

DATE/TIME: 10-09-2016 (SUNDAY) AT 0431 HOURS

LOCATION: [REDACTED]

OFFICER(S) INVOLVED: OFFICER PATRICK ZAMORA #210

[REDACTED]

INVESTIGATORS: T. CAIN/D. CAMARILLO

COPY CHIEF - SOUTH PASADENA P.D.

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COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT – INCIDENT REPORT

DATE: OCTOBER 9, 2016

FILE NO.: 016-00116-3199-055

C: BURGLARY – 459 PC; FALSE
IMPRISONMENT – 236 PC; FELONY
VANDALISM – 594(B)(1) PC; OFFICER
INVOLVED SHOOTING – SUSPECT
INJURED

ACTION: ACTIVE

SOUTH PASADENA POLICE FILE #16-2113
ALHAMBRA POLICE FILE #16-6745

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)
MW/DOB 03-20-1968; CII #A08996455
[REDACTED]

D: 10-09-2016 (SUNDAY) AT 0431 HOURS

L: [REDACTED] 30

VICTIMS:

V1: [REDACTED]
V2: [REDACTED]
V3: [REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA POLICE; #210
[REDACTED]

OCTOBER 9, 2016

-2-

016-00116-3199-055

On October 9, 2016, members of the South Pasadena Police Department requested the assistance of the Sheriff's Homicide Bureau in conducting an investigation into an officer involved shooting, which resulted in the injuring of Suspect John Dutchman by Officer Patrick Zamora.

In addition, Alhambra Police [REDACTED], who had responded to South Pasadena's assistance request after the initial shooting, arrived on scene. Shortly after [REDACTED] arrived, he discharged a rifle in response to a perceived threat; however, no individuals were struck by this round.

[REDACTED] responded. They were assisted by the following Homicide Bureau personnel: [REDACTED]

[REDACTED] In addition, [REDACTED] responded.

This investigation remains active.

SUBMITTED BY: SERGEANT TIMOTHY CAIN #218504
INVESTIGATOR DEAN CAMARILLO #438138

APPROVED BY:
ASSIGNED:

 11/2/16
DETECTIVE DIVISION - HOMICIDE BUREAU



SOUTH PASADENA POLICE DEPARTMENT
1422 MISSION STREET
CRIMINAL CASE REPORT
1422 MISSION STREET, SOUTH PASADENA, CA, 91030
PHONE: 626-403-7270 FAX: 626-403-7271

ORIGINAL

LOCATION OF OCCURRENCE / ADDRESS						DATE / TIME REPORTED 10/09/2016 04:25		CASE NO 162113			
CODE SECTION PC 459 PC 594(B)(1) PC 236		CRIME BURGLARY-RESIDENTIAL VANDALISM-FELONY FALSE IMPRISONMENT		CLASSIFICATION BURGLARY OTHER OFFENSES OTHER OFFENSES		LOSS 0 0 0		RECOVERY 0 0 0			
FROM DATE/TIME 10/09/2016 04:00		TO DATE/TIME 10/09/2016 04:30		APPROVED YES		CASE STATUS C1-ARREST BY PATROL					
ADDITIONAL CATEGORIES						ITEMS IN REPORT					
<input checked="" type="checkbox"/> ALCOHOL RELATED <input type="checkbox"/> DRUGS INVOLVED <input type="checkbox"/> SENIOR CITIZEN <input checked="" type="checkbox"/> ARREST OCCURED						<input checked="" type="checkbox"/> SUPPLEMENT <input checked="" type="checkbox"/> PICTURE/IMAGES					
<input type="checkbox"/> TRAFFIC RELATED <input type="checkbox"/> GROUP/GANG INVOLVED <input type="checkbox"/> WEAPONS INVOLVED <input type="checkbox"/> DOMESTIC VIOLENCE						<input type="checkbox"/> FOLLOW UP <input type="checkbox"/> PROPERTY/EVIDENCE					
COPIES TO											
<input checked="" type="checkbox"/> DETECTIVES <input type="checkbox"/> PMC JUVENILE DA <input type="checkbox"/> SUBJECT RESISTANT <input checked="" type="checkbox"/> MARSY'S LAW INFO GIVEN <input type="checkbox"/> ALCOHOL BEVERAGE CONT											
<input checked="" type="checkbox"/> CHIEF <input checked="" type="checkbox"/> DA'S OFFICE <input type="checkbox"/> ALH COURT TRAFFIC DIV <input checked="" type="checkbox"/> DETECTIVES-EVIDENCE <input type="checkbox"/> PROBABLE CAUSE HEARING											
<input type="checkbox"/> PMC TRAFFIC DIV <input checked="" type="checkbox"/> CITY MANAGER <input type="checkbox"/> PMC JUV TRAFFIC DIV <input type="checkbox"/> GRAFFITI HOTLINE <input type="checkbox"/> GOLDLINE											
INV V1	NAME	SUFFIX	RACE A	ETHNICITY NH	SEX F	AGE	DOB	HT 5.5	WT 135	HAIR BLK	EYE BLK
SSN				TYPE RESIDENT SOUTH PASADENA							
ADDRESS TYPE STREET NUMBER STREET NAME SUITE NUMBER CITY STATE ZIP											
PHONES											
INV V2	NAME	SUFFIX	RACE A	ETHNICITY NH	SEX F	AGE	DOB	HT 5.6	WT 130	HAIR BLK	EYE BRN
SSN	DRIVER'S LIC NO			TYPE RESIDENT SOUTH PASADENA							
ADDRESS TYPE STREET NUMBER STREET NAME SUITE NUMBER CITY STATE ZIP											
PHONES											
INV V3	NAME	SUFFIX	RACE A	ETHNICITY U	SEX M	AGE	DOB	HT 5.9	WT 157	HAIR BLK	EYE BLK
SSN	DRIVER'S LIC NO			TYPE RESIDENT SOUTH PASADENA							
ADDRESS TYPE STREET NUMBER STREET NAME SUITE NUMBER CITY STATE ZIP											
PHONES											
INV CONT	NAME	SUFFIX	RACE W	ETHNICITY H	SEX M	AGE	DOB	HT 5.9	WT 160	HAIR BLK	EYE BRO
SSN	DRIVER'S LIC NO A4487588 CA			TYPE NON-RESIDENT SOUTH PASADENA							
ADDRESS TYPE STREET NUMBER STREET NAME SUITE NUMBER CITY STATE ZIP											
PHONES											
INV CONT	NAME	SUFFIX	RACE W	ETHNICITY H	SEX M	AGE	DOB	HT 5.7	WT 195	HAIR BRO	EYE BRO
SSN	DRIVER'S LIC NO			TYPE NON-RESIDENT SOUTH PASADENA							
ADDRESS TYPE STREET NUMBER STREET NAME SUITE NUMBER CITY STATE ZIP											
PHONES											
INV CONT	NAME	SUFFIX	RACE W	ETHNICITY H	SEX M	AGE	DOB	HT 5.8	WT 165	HAIR BRO	EYE BRO
SSN	DRIVER'S LIC NO			TYPE NON-RESIDENT SOUTH PASADENA							
ADDRESS TYPE STREET NUMBER STREET NAME SUITE NUMBER CITY STATE ZIP											
PHONES											
REPORTING OFFICER MANUKIAN, AVICK				REVIEWED BY VALENCIA, JAMES				APPROVAL DATE 10/12/2016			
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1422 MISSION STREET
CRIMINAL CASE REPORT
1422 MISSION STREET, SOUTH PASADENA, CA, 91030
PHONE: 626-403-7270 FAX: 626-403-7271

ORIGINAL

LOCATION OF OCCURRENCE / ADDRESS

DATE / TIME REPORTED
10/09/2016 04 26

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_____ arrived at the front of the location. _____ arrived and covered the rear of the property on _____. Officer Zamora also arrived at the front of the property. A continuous frantic scream was heard by _____ and Officer Zamora. Due to exigent circumstances, _____, and Officer Zamora made entry through the front door by pushing it open. While inside the property, an officer involved shooting (OIS) occurred. The suspect, later identified as John Cletus Dutchman (DOB: 03/20/68), went into _____ bedroom. _____ were able to escape by exiting the bathroom window and going onto the balcony. Police were able to obtain a long ladder from the fire department and positioned it in front of the balcony. _____ were able to safely go down the ladder.

The Los Angeles County Sheriff's Department Special Enforcement Bureau arrived at the location and took Dutchman into custody. Dutchman suffered a gunshot wound to his right bicep and was transported by R/A 81 to Huntington Memorial Hospital. _____ husband, Victim # 3, _____ was contacted in the detached garage. _____ stated he did not see or hear anything related. Dutchman was treated and released from the hospital at 0821 hours. _____ drove Dutchman from Huntington Memorial Hospital to The South Pasadena Police Department.

The Los Angeles County Sheriff's Department Homicide Bureau is investigating the OIS aspect of this incident. Their report is forthcoming.

On October 9, 2016 at about 1115 hours, I drove _____ to The Los Angeles County Sheriff's Department Homicide Bureau (1 Cupania Circle, Monterey Park, CA 91755) so an interview could be conducted.

On October 9, 2016 at 1143 hours _____ was interviewed with the following people present: Los Angeles County Sheriff's Department Homicide Bureau Detectives Margarita Barron and Dameron Peyton, Deputy District Attorney Martha Carrillo, Senior Investigator from The Los Angeles County District Attorney's Office Ray Barrera, and me (South Pasadena Police Detective). The interview was audio recorded and later booked into evidence.

_____ stated the following: _____ fell asleep in the living room (1st floor) on October 8, 2016 at about 2300 hours. _____ fell asleep in her bedroom on the 2nd floor. _____ husband, _____ was asleep in the detached garage. The rear door to the residence is kept unlocked but the front door is usually locked with a deadbolt. _____ had stomach trouble and woke up on October 09, 2016 at approximately 0400 hours. _____ went to the 2nd floor to use the bathroom. _____ was in the bathroom when she heard her dog (10 pound Toy Poodle) repeatedly barking. _____ opened the bathroom door and saw _____ standing in the hallway. _____ looked at the stairwell and saw Suspect/ John Cletus Dutchman (DOB: 03/20/68) standing halfway up the stairwell. _____ did not recognize Dutchman and immediately pulled _____ into the bathroom. _____ immediately closed the bathroom door and held onto the door handle since it was not equipped with a lock. _____ leaned against the bathroom door to prevent Dutchman from entering. _____ felt Dutchman trying to turn the handle and push open the door. _____ pushed against the door and held onto the door handle. _____ accredited her strength to being

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a professional arm wrestler [REDACTED] was in fear of her life and called police when she heard Dutchman destroying items on the 1st floor. [REDACTED] heard footsteps on the stairwell and could tell Dutchman was going up and down the stairs. Dutchman did not make any verbal threats to [REDACTED]. Dutchman only asked [REDACTED] through the door to who she was conversing with. [REDACTED] heard a helicopter and instructed [REDACTED] to go knock on their neighbor's window by exiting through the bathroom window and onto the balcony. [REDACTED] heard one gunshot and yelled at [REDACTED] to get down on the ground. The police later provided a ladder for [REDACTED] to come down from the balcony. After [REDACTED] went down, [REDACTED] exited through the bathroom window and onto the balcony. [REDACTED] also went down the ladder from the balcony.

[REDACTED] told us the following: [REDACTED] woke up on October 9, 2016 at about 0400 hours, to the sound of her dog barking. [REDACTED] got up from bed and exited her bedroom. [REDACTED] noticed [REDACTED] exited the bathroom at the same time. [REDACTED] poor vision prevented her from seeing Dutchman. [REDACTED] only heard a male's voice muttering incoherently. [REDACTED] pulled [REDACTED] into the bathroom and shut the bathroom door. [REDACTED] told [REDACTED] there was a stranger in their house. [REDACTED] and [REDACTED] were pushing against the door since there was no lock on the bathroom door. [REDACTED] exited the bathroom from the bathroom window that leads to balcony. Once at the balcony, [REDACTED] began screaming. [REDACTED] took a piece of glass from the bathroom window and threw it down the balcony. [REDACTED] re-entered the bathroom from the bathroom window because she noticed Dutchman was saying something to [REDACTED]. [REDACTED] heard Dutchman ask, "Who are you talking on the phone?" Dutchman tried to push the bathroom door open but [REDACTED] and [REDACTED] were holding the bathroom door shut. [REDACTED] felt [REDACTED] was strong enough to hold the door shut alone so she exited the bathroom again from the bathroom window. [REDACTED] stated she only heard one gunshot which she perceived came from outside. This time, [REDACTED] saw police cars and a police officer on the front yard. The police officer asked [REDACTED] what was going inside her residence. [REDACTED] responded from the balcony, "He's inside and it's just me and my mom only." [REDACTED] was told by police to keep her arms up while they obtain a long ladder for her to come down.

After [REDACTED] interview was concluded, I learned In had already provided his statement to another Detective at The Los Angeles County Sheriff's Department Homicide Bureau. I spoke with In about the incident. In told me he did not see or hear anything related to the above incident since his detached converted garage was designed to block outside noise. In said he fell asleep in the converted garage at an unknown time but woke up to police pounding on the garage.

On October 09, 2016 at 1400 hours, South Pasadena Police Sergeant Bartl #153 and I sat with Los Angeles County Sheriff's Department Homicide Bureau Sergeant Timothy Cain and Detective Dean Camarillo to interview Dutchman. Cain read Dutchman his Miranda Rights. Dutchman understood his Miranda Rights and elected to waive them.

Dutchman stated the following in substance:

Dutchman was born in Pennsylvania on March 20, 1968. Dutchman was in the US Army Infantry Division from October 1985 to June 1988. Dutchman re-enlisted in the US Army and was active from August/ 1989 to August/ 1993. During his 2nd tour, he experienced combat during the Gulf War. In

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2009, Dutchman was diagnosed with [REDACTED]. Although Dutchman receives [REDACTED], he is not prescribed any medications. Dutchman lived in Arizona for 4 years and moved to [REDACTED] to be with his wife of Korean descent [REDACTED]. Dutchman lived with [REDACTED] for only 3 weeks before coming to stay with his friend, [REDACTED]. Dutchman described [REDACTED] as a longtime friend from the army. [REDACTED] Dutchman arrived to [REDACTED] residence on October 5, 2016 and has been staying with him since.

Dutchman ordered a case of wine containing 7 wine bottles to [REDACTED] residence. On October 7, 2016 the case of wine arrived. On October 8, 2016, Dutchman and [REDACTED] took the case of wine to their friend [REDACTED] was at his parents' residence located [REDACTED]. In the interview, Dutchman described the property as being in Highland Park but it was actually Alhambra. Prior to arriving at the Alhambra property, Dutchman consumed 2 beers. At the Alhambra property, Dutchman said [REDACTED] and he were consuming the bottles of wine. Dutchman estimated he consumed a full bottle and a half of wine while at the Alhambra property. Dutchman smoked marijuana 3 different times that day: 1800 hours, 2100 hours, and 2300 hours.

While at the Alhambra property, [REDACTED], and Dutchman agreed to go to The Barkley Restaurant and Bar (1400 Huntington Drive, South Pasadena). [REDACTED] drove them to The Barkley Restaurant and Bar where they arrived on October 8, 2016 at about 2300 hours. Dutchman consumed 2 beers (IPA), 1 mithai (drink containing rum), and 2 greyhounds (drink containing gin or vodka). Dutchman had a total of 2 bills which were both paid by his Chase Debit card (card # [REDACTED]). The first bill was for the total amount of \$63.50 and the 2nd bill was for the total amount of \$30.00. Dutchman said the 1st bill was split between the 4 of them. Dutchman did not realize he still had time to drink so that is why the 2nd bill was initiated. After Dutchman's 2nd bill was paid on October 9, 2016 at about 0145 hours, his memory began to fade. Dutchman said he was wearing a black t-shirt (Russell Athletic), desert camouflage khaki shorts, Echo sandals. Dutchman remembered he had \$42.00 cash (2 twenties and 2 singles), pink lighter, 3 cards, tobacco, prescription glasses, and a gray Dickies hat.

Dutchman does not have complete recollection from the time he paid his 2nd bill at The Barkley Restaurant and Bar to the moment he was detained by police. Dutchman remembered being scared and hearing rapid gunfire. Dutchman does not remember seeing police officers. Dutchman was in the bedroom when he heard someone say the suspect is still on the 2nd floor. Dutchman then realized he had a gunshot wound on his right arm and bleeding. Dutchman remembered telling police, "I'm not a threat. Don't shoot." Dutchman remembered being taken into custody.

Dutchman stated he never suffered a blackout in the past. Sergeant Cain asked Dutchman if it was possible he could have armed himself. Dutchman answered, "Maybe, if I felt threatened but I don't remember having that feeling." Dutchman could only assume he went inside the residence at [REDACTED] to find a place to sleep.

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Dutchmen's interview was concluded and I took him back to the holding cell.

The Barkley Restaurant and Bar is about 500 feet away from [REDACTED]. Dutchman's arrest history showed dismissed charges in 1989 for PC 487, PC 496, and PC 594. Dutchmen stated he was arrested, along with others in a vehicle because one of the passengers stole a tombstone.

I spoke with Detective Bernal about obtaining security video from the time Dutchman was at The Barkley Restaurant and Bar's (see Detective Bernal's supplemental). Detective Bernal was not able to obtain a copy of the security video.

Detective Bernal wrote a search warrant requesting samples of Dutchman's blood. The blood samples would be tested for the presence of narcotics and blood alcohol level (see Detective Bernal's supplemental). Det. Bernal stated that when he and Det. DuBois obtained the blood samples they were told by hospital staff that Dutchman's BAC at the time he was treated for his wound was nearly .17% BAC (this would have been approximately five hours after he left the bar).

On October 10, 2016 at about 0830 hours, Detective Sergeant Valencia and I went to [REDACTED] to meet with [REDACTED]. [REDACTED] showed us a damaged television set which she recently purchased for approximately \$685.00. [REDACTED] also said her laptop which she paid \$3,000.00 in 2009 was damaged. The living room was ransacked. [REDACTED] complained of pain to her right hand and right side of her ribcage. [REDACTED] stated she was going to be examined by her doctor. [REDACTED] also stated she would provide me a copy of the receipt for the television. While we stood talking with [REDACTED], she told us she now recalls Dutchman lunging toward [REDACTED] as she pulled her into the bathroom. [REDACTED] also remembered Dutchman saying the word, "Die" and muttering incoherently.

Prior to us leaving, Sgt. Valencia checked the locks on the front door. We determined the door could be opened even if the door knob was in the locked position; the door merely had to be pushed open. This is the way [REDACTED] found the door when the officers first entered the home. The only way for the front door to be securely locked is for the deadbolt to be engaged. [REDACTED] was adamant that she locked the deadbolt before she went to bed; in fact, she said the deadbolt is always locked because the front door faces [REDACTED]. If that was the case, Dutchman must have unlocked the deadbolt during his rampage, and must have entered through the unlocked back door.

On October 11, 2016, I telephoned Sergeant Cain to if they obtained a copy of the security video from The Barkley Restaurant and Bar. Sergeant Cain told me Los Angeles County Sheriff's Department Detective Sergeant Rob Martindale met with The Barkley Restaurant and Bar's owner, [REDACTED]. Sergeant Cain said The Barkley Restaurant and Bar's security video was not operating or recording the time Dutchman stated he was there.

On October 11, 2016 at 1815 hours, I telephoned Officer Zamora #210. Officer Zamora stated police were dispatched to [REDACTED] in reference to a residential burglary in progress. When

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Officer Zamora arrived, [REDACTED] were on-scene in front of the location. [REDACTED] was also on-scene covering the rear of the property. Officer Zamora heard a female scream loudly from inside the residence. Officer Zamora, [REDACTED] entered through the front door. An OIS occurred while inside the residence.

On October 11, 2016 at 1900 hours, I telephoned [REDACTED] told me police were dispatched to a residential burglary in progress. [REDACTED] was the first to arrive on scene. [REDACTED] joined by [REDACTED] as they walked up to the front of the house. When Officer Zamora arrived, they heard a female screaming hysterically. Officer Zamora joined [REDACTED] and [REDACTED] noticed the door handle to the front door was locked but when he pushed against the door, it opened. Officer Zamora, [REDACTED] entered the residence due to the exigent circumstance. An OIS occurred while inside the residence.

[REDACTED] also added he conducted a traffic stop on October 9, 2016 at about 0220 hours. The traffic stop involved a Ford Focus (California license plate: [REDACTED]) driven by [REDACTED] stated the Ford was occupied by 2 male passengers. [REDACTED] told [REDACTED] they were looking for their friend (Dutchman) who suddenly exited their vehicle as they were driving home. [REDACTED] was given a warning and she drove away.

On October 11, 2016 1945 hours, I spoke to [REDACTED] said police were dispatched to a residential burglary in progress. [REDACTED] in front of the property. When Officer Zamora arrived in front of the property, a female could be heard screaming. [REDACTED] Officer Zamora, and [REDACTED] entered the property through the front door due to exigent circumstances. An OIS occurred while inside the residence.

On October 10, 2016 at 1545 hours, I spoke with [REDACTED] at the police station. [REDACTED] stated he was dispatched to a residential burglary in progress. [REDACTED] stated he arrived to [REDACTED] and covered the rear [REDACTED] stated he stayed on [REDACTED] and was joined by 3 Alhambra Police Officers. [REDACTED] covered the rear of the property until Los Angeles County Sheriff's Department Special Enforcement Team arrived.

Property/ Evidence: See attached evidence sheet and photographs.

Disposition: To D.A. for filing.

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Crime: P 459 Date: 10-29-16 DR: 16-2113

Log Officer: 206 / Time: 0700 Relief: CORNEY / Time: 0935

LORENZANA 100⁴ PERSONS ENTERING SCENE

NAME	RANK	ASSIGNMENT	TIME IN	OUT	REASON
[REDACTED]	[REDACTED]	AGENCY SP17	748	0757	DOG SEARCH
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY SPPD	0745	0757	DOG SEARCH
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY SP17	0804	0820	DOG SEARCH
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY PATROL/K9	0804	0820	DOG SEARCH
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY MONTEREY PARK PD	0804	0820	DOG SEARCH
		ASSIGNMENT	TIME IN	OUT	REASON
[REDACTED]	[REDACTED]	AGENCY HOMICIDE	0956	1034	INJ
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY LASD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY HOMICIDE	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY LASD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY HOMICIDE	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
[REDACTED]	[REDACTED]	AGENCY LASD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY HOMICIDE	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY LASD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY HOMICIDE	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY LASD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
[REDACTED]	[REDACTED]	AGENCY HOMICIDE	0957	1905	HARDLE/I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY LASD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY HOMICIDE	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY LASD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY HOMICIDE	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
[REDACTED]	[REDACTED]	AGENCY DET/W.C.	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY SPPD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY SPPD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY SPPD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON
		AGENCY SPPD	0957	1905	I/O
		ASSIGNMENT	TIME IN	OUT	REASON

**SOUTH PASADENA POLICE DEPARTMENT
MAJOR INCIDENT LOG**

Crime: P.C. 459 Date: 10/9/16 DR: _____

Location: [REDACTED]

Log Officer: LORENTANA /Time: 6935 Relief: _____ /Time: _____

ENTERING SCENE

ASSIGNMENT	TIME IN	OUT	REASON
LA CSI	1003	2000	1/0
AGENCY LASO			
ASSIGNMENT	TIME IN	OUT	REASON
INVESTIGATION	1057	1106	
AGENCY D.A.			
ASSIGNMENT	TIME IN	OUT	REASON
INV.	1058	1106	
AGENCY D.A.			
ASSIGNMENT	TIME IN	OUT	REASON
INV.	1058	1110	
AGENCY SPPD	1213	1223	
ASSIGNMENT	TIME IN	OUT	REASON
AGENCY	1059	1110	
SAN MARINO			
ASSIGNMENT	TIME IN	OUT	REASON
AGENCY	1059	1110	
ALHAMBRA	1214	1223	
ASSIGNMENT	TIME IN	OUT	REASON
AGENCY	1059	1110	
SPPD			
ASSIGNMENT	TIME IN	OUT	REASON
AGENCY	1100	1110	
SPPD			
ASSIGNMENT	TIME IN	OUT	REASON
AGENCY	1101	1150	
SPPD			
ASSIGNMENT	TIME IN	OUT	REASON
AGENCY	1139	1150	
SPPD			
ASSIGNMENT	TIME IN	OUT	REASON
LASO / Fireman	1206	1835	INVESTIGATION
AGENCY LASO			
ASSIGNMENT	TIME IN	OUT	REASON
AGENCY	1213	1223	
ALHAMBRA			

**SOUTH PASADENA POLICE DEPARTMENT
MAJOR INCIDENT LOG**

Crime: 457 OIS Date: 10/9/16 DR: _____

Location: [REDACTED]

Log Officer: [REDACTED]: 0935 Relief: _____ /Time: _____

PERSONS ENTERING SCENE

NAME [REDACTED]	RANK [REDACTED]	ASSIGNMENT Crime Lab	TIME IN 12:44	TIME OUT 2:00	REASON EVIDENCE
		AGENCY LASD			
NAME [REDACTED]	RANK [REDACTED]	ASSIGNMENT Crime Lab	TIME IN 12:44	TIME OUT 2:00	REASON EVIDENCE
		AGENCY LASD			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			
NAME	RANK	ASSIGNMENT	TIME IN	TIME OUT	REASON
SIGNATURE	I.D.#	AGENCY			



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Supplement Case Report
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PHONE: 626-403-7270 FAX: 626-403-7271

ORIGINAL

Location of Occurrence / Address [REDACTED]		Case No 162113
Cad No 16-10-09-023828		Date and Time Reported 10/09/2016 04:26
CODE SECTION PC 459 PC 368(f) PC 594 (A)	CRIME DESCRIPTION BURGLARY-RESIDENTIAL FALSE IMPRISONMENT VANDALISM-FELONY	CLASSIFICATION BURGLARY ELDER ABUSE OTHER OFFENSES
<p>Dutchman's blood samples into two separate envelopes. I then sealed the envelopes. Detective DuBois later booked the envelopes into evidence locker #7 at the department, to be analyzed by the LASD Crime lab for alcohol and drugs, (receipt #K688134).</p> <p><u>Property/ Evidence:</u> See attached property sheet and copy of lab receipt.</p> <p><u>Disposition:</u> Include with original report.</p>		
Reporting Officer BERNAL, RYAN	Supplement Date and Time Reported 10/10/2016 22:36	Reviewed By VALENCIA, JAMES
Signatures <i>[Signature]</i>	Print Date and Time 10/12/2016 07:46	Printed By VALENCIA, JAMES
Approval Date and Time 10/12/2016 07:46		Page No 2 of 2



MRN: 001616588
DUTCHMAN, JOHN C
DOB: 03/20/1968 48 Y M
DOS: 10/09/2016 19:28
ATT:
FIN: 0002457822



BLOOD TEST REQUEST BY PEACE OFFICER

The undersigned, a duly authorized peace officer of (name of law enforcement agency) SOUTH PASADENA P.D., hereby requests that a blood sample be obtained from (name of person being tested) JOHN C. DUTCHMAN.

I certify that I have probable cause to believe that the sample obtained will provide evidence that the person being tested was driving a motor vehicle in violation of Vehicle Code Section 23140, 23152 or 23153.

Date: 10/19/16 Time: 1941 AM / PM
Signature: Dubois #189
(peace officer)

CONSENT TO BLOOD TEST

I hereby consent to the withdrawal of a blood sample from my body. I certify that I am not a person who is afflicted with hemophilia or a person who is afflicted with a heart condition and using an anticoagulant.

Date: _____ Time: _____ AM / PM
Signature: _____
(person being tested)
Witness: _____
Badge or ID number: _____

RECORD OF ACTIONS TAKEN

Person from whom blood was withdrawn ambulated into the ER in handcuffs with police officer.
Gait steady ☒ unsteady ☐ Taken to room 212 Initial: SD

Additional comments or observations: _____

Police officer and patient signed consent for blood test draw. ☐

If not checked, provide statement of patient condition and any other circumstances that were evaluated in determining to proceed with blood draw:

South Pasadena P.D. provided warrant for blood draw

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT - SCIENTIFIC SERVICES BUREAU

K688134

AGENCY / STATION SOUTH PASADENA PD	CHARGE 459 PC
NAME OF SUBJECT (PLEASE PRINT) LAST QUTCHMAN FIRST JOHN	



NAME [REDACTED]	FILE / DR NUMBER 16-2113
INVESTIGATOR / PHONE BERNAL (626) 433-7001	REC'D FROM [REDACTED]
REC'D BY [REDACTED]	DATE / TIME [REDACTED]

DESCRIPTION OF EVIDENCE (PLEASE PRINT) *TWO VIALS OF SUSPECTS BLOOD* INSIDE A MANILA ENVELOPE PLEASE RUN FULL SCREENING ON SAMPLES OF BLOOD	# PKGS: 2	<input checked="" type="checkbox"/> BLOOD <input type="checkbox"/> URINE	<table border="1"> <tr><td colspan="2">Lab Personnel</td></tr> <tr><td>BLOOD ALCOHOL</td><td></td></tr> <tr><td>HAIRCO (Solid Drug)</td><td></td></tr> <tr><td>TOX (Drug in Urine or Blood)</td><td><input checked="" type="checkbox"/></td></tr> <tr><td>TRACE</td><td></td></tr> <tr><td>BIOLOGY/DNA</td><td></td></tr> <tr><td>FINGERPRINTS</td><td></td></tr> <tr><td>FIREARMS</td><td></td></tr> <tr><td>DOCUMENTS</td><td></td></tr> <tr><td>SPLITS</td><td></td></tr> <tr><td>PHOTO LAB</td><td></td></tr> <tr><td>HEBN</td><td></td></tr> <tr><td>CRYING SHED</td><td></td></tr> </table>	Lab Personnel		BLOOD ALCOHOL		HAIRCO (Solid Drug)		TOX (Drug in Urine or Blood)	<input checked="" type="checkbox"/>	TRACE		BIOLOGY/DNA		FINGERPRINTS		FIREARMS		DOCUMENTS		SPLITS		PHOTO LAB		HEBN		CRYING SHED	
Lab Personnel																													
BLOOD ALCOHOL																													
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TOX (Drug in Urine or Blood)	<input checked="" type="checkbox"/>																												
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DOCUMENTS																													
SPLITS																													
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HEBN																													
CRYING SHED																													
ANALYTICAL RESULTS - Lab Personnel ONLY (Date/By)	SAFETY CHECK (DATE / BY)																												
	FIREARMS Personnel ONLY																												
RELEASED TO - SIGNATURE / ID #	RELEASED BY																												
NAME (Print)	AGENCY	DATE																											

THE BARKLEY
1400 HUNTINGTON DR
SOUTH PASADENA, CA 91030

10/09/2016

01:15:36

DEBIT CARD

DEBIT SALE

Card # XXXXXXXX4817
Network VISA
Chip Card US DEBIT
AID A000000000000000
ATC 0030
TC 01477BF654A3A02
SEQ # 27
Batch # 218
INVOICE 27
Approval Code 04504
Entry Method Chip Read
Mode Issuer - PIN Bypassed

PRE-TIP AMT \$30.00

TIP

TOTAL AMOUNT

Gratuity Guidelines
15% = \$4.50 18% = \$5.40
20% = \$6.00

CUSTOMER COPY

THE BARKLEY
1400 HUNTINGTON DR
SOUTH PASADENA, CA 91030

10/09/2016

01:07:04

DEBIT CARD

DEBIT SALE

Card # XXXXXXXX4817
Network VISA
Chip Card US DEBIT
AID A000000000000000
ATC 002F
TC U910E2BFEB63D01A
SEQ # 23
Batch # 218
INVOICE 23
Approval Code 040704
Entry Method Chip Read
Mode Issuer - PIN Bypassed

PRE-TIP AMT \$63.50

TIP

TOTAL AMOUNT

Gratuity Guidelines
15% = \$9.52 18% = \$11.43
20% = \$12.70

CUSTOMER COPY



SOUTH PASADENA POLICE DEPARTMENT – PROPERTY REPORT Incident# _____ Date: 10/09/16 Time: 2012 DR: 16-2113

☐ CONTINUATION ☐ LOST ☐ FOUND ☐ STOLEN ☒ EVIDENCE ☐ RECOVERED ☐ SAFE-KEEPING ☐ DESTRUCTION Page 1 of 1

Type	Name	Address	Phone
	John Cleus Dutchman	[REDACTED]	[REDACTED]
-			
-			

CRIME: 459 NARRATIVE/DETAIL:

#	TYPE	ITEM NAME	QTY	VALUE	MAKE	MODEL	SERIAL #	DESCRIPTION	NCIC	BIN #
1	E	Blood Vials	2	0	0	0	Crimelab Receipt # K688134	2 vials of suspects blood in two sealed envelopes inside a manila envelope	<input type="checkbox"/>	7
2	-	-	-	-	-	-	-	-	<input type="checkbox"/>	-
3	E	Receipts	2	0	-	-	-	2 Receipts from The Barkley	<input type="checkbox"/>	7
4									<input type="checkbox"/>	
5									<input type="checkbox"/>	
6									<input type="checkbox"/>	
7									<input type="checkbox"/>	
8									<input type="checkbox"/>	
9									<input type="checkbox"/>	
10									<input type="checkbox"/>	

ENTERED

OFFICER D. D.

RECEIVED

ISSUED

DATE

SOUTH PASADENA POLICE DEPARTMENT - PROPERTY REPORT

Incident# _____ Date: 10/12/16 Time: 1140 DR: 16-2113

☐ CONTINUATION ☐ LOST ☐ FOUND ☐ STOLEN ☒ EVIDENCE ☐ RECOVERED ☐ SAFE-KEEPING ☐ DESTRUCTION Page 1 of 1

Type	Name	Address	Phone
S	DUTCHMAN, JOHN	[REDACTED ADDRESS]	UNKNOWN

ORIGINAL

DUPLICATE

CRIME: PC 459 NARRATIVE/DETAIL: PC 459 BURGLARY, PC 236 FALSE IMPRISONMENT, PC 594(b) VANDALISM-FELONY

20

#	TYPE	ITEM NAME	QTY	VALUE	MAKE	MODEL	SERIAL #	DESCRIPTION	NCIC	BIN #
1	EVID	COMPACT DISC	4	N/A	N/A	N/A	LASD# 016-00116-3199-055	CD CONTAINING PHOTOGRAPHS TAKEN BY LA COUNTY SHERIFFS DEPT.	<input type="checkbox"/>	10
2	EVID	COMPACT DISC	2	N/A	N/A	N/A		AUDIO RECORDING OF 9-11 CALL AND RADIO TRANSMISSION	<input type="checkbox"/>	10
3									<input type="checkbox"/>	
4									<input type="checkbox"/>	
5									<input type="checkbox"/>	
6									<input type="checkbox"/>	
7									<input type="checkbox"/>	
8									<input type="checkbox"/>	
9									<input type="checkbox"/>	
10									<input type="checkbox"/>	

INTERED:	OFFICER MANUKIAN	PSN 194	APPROVED	PSN 194
----------	------------------	---------	----------	---------



SOUTH PASADENA POLICE DEPARTMENT
1422 MISSION STREET
Supplement Case Report
1422 MISSION STREET, SOUTH PASADENA, CA, 91030
PHONE: 626-403-7270 FAX: 626-403-7271



ORIGL

Location of Occurrence / Address		Cad No	Case No
[REDACTED]		16-10-09-023828	162113
CODE SECTION	CRIME DESCRIPTION	Date and Time Reported	
PC 459	BURGLARY-RESIDENTIAL	10/09/2016 04 26	
PC 594(B)(1)	VANDALISM-FELONY		
PC 236	FALSE IMPRISONMENT		
Supplement Narrative			
<p>On October 10, 2016 at about 1000 hours, Victim # 1/ [REDACTED] telephoned me stating she found a screwdriver under a pile of clothes [REDACTED] stated she was cleaning up her residence when she located an 11 inch, flat-head screwdriver with a yellow handle on the 2nd floor hallway. [REDACTED] told me the screwdriver was possibly moved by Suspect/ John Dutchman. [REDACTED] said the screwdriver was kept in the television stand drawer located in the living room(1st floor).</p> <p>On October 12, 2016 at 115 hours, Victim # 3/ [REDACTED] emailed me a copy of a receipt for the Samsung television (see attached copy) that was damaged by Dutchman. The receipt was for \$ 618.51. The tax of \$51.07 was included with that price.</p> <p>On October 13, 2016, Detective Bernal # 200 and I drove to [REDACTED] residence to retrieve the screwdriver. [REDACTED] handed the screwdriver to me in a zip-lock bag. I booked the screwdriver into evidence on October 14 at about 2330 hours.</p> <p>Property/ Evidence: See attached property sheet and copy of the receipt.</p> <p>Disposition: Attach to original report.</p>			
Reporting Officer	Supplement Date and Time Reported	Reviewed By	Approval Date and Time
MANUKIAN, AVICK	10/14/2016 23:58	SLR #194	10/15/16 0030 Hrs
Signatures	Print Date and Time	Printed By	Page No.
SLR #194	10/15/2016 00 25	MANUKIAN, AVICK	1 of 1

10/10/2016

Your Amazon.com order of "Samsung UN50KU6300 50-Inch..." has shipped!

16-2113



Your Amazon.com order of "Samsung UN50KU6300 50-Inch..." has shipped!

1 message

Amazon.com <ship-confirm@amazon.com>

Wed, Oct 5, 2016 at 10:26 AM

Reply-To: ship-confirm@amazon.com

To: [Redacted]

amazon

Shipping Confirmation

"Samsung UN50KU6300 50-Inch..." has shipped.

Order #105-0411758-2798659

Arriving
Friday, October 7



Track your package

Total Before Tax:	\$567.44
Tax Collected	\$51.07
Shipment Total:	\$618.51

Order details

We hope to see you again soon.

Amazon.com

Browse Recommendations



HDMI Cable with
Braided Cord...
\$8.95



Rubbermaid No-Slip
Silverware...
\$8.79

Amazon.com is a leading online retailer of products and services. We offer a wide selection of products at low prices, and we are committed to providing excellent customer service. If you have any questions or need assistance, please contact our customer service team.

Amazon.com is a leading online retailer of products and services. We offer a wide selection of products at low prices, and we are committed to providing excellent customer service. If you have any questions or need assistance, please contact our customer service team.

Amazon.com is a leading online retailer of products and services.



OUTH PASADENA POLICE DEPARTMENT – PROPERTY REPORT Incident# _____ Date: 10/9/16 Time: 0426 DR: 16-2113

☐ CONTINUATION ☐ LOST ☐ FOUND ☐ STOLEN ☒ EVIDENCE ☐ RECOVERED ☐ SAFE-KEEPING ☐ DESTRUCTION Page 1 of 1

Type	Name	Address	Phone
SUSPECT	DUTCHMAN, JOHN	[REDACTED]	UNKNOWN

ORIGINAL

CRIME: PC236 NARRATIVE/DETAIL: FALSE IMPRISONMENT, PC594 VANDALISM



	TYPE	ITEM NAME	QTY	VALUE	MAKE	MODEL	SERIAL #	DESCRIPTION	NCIC	BIN #
1	EVID	SCREWDRIVER	1	UNK	VACO	BULL DRIVER	N/A	FLAT HEAD SCREW DRIVER WITH YELLOW HANDLE 11 INCHES LONG	<input type="checkbox"/>	12
2									<input type="checkbox"/>	
3									<input type="checkbox"/>	
4									<input type="checkbox"/>	
5									<input type="checkbox"/>	
6									<input type="checkbox"/>	
7									<input type="checkbox"/>	
8									<input type="checkbox"/>	
9									<input type="checkbox"/>	
10									<input type="checkbox"/>	

ENTERED: _____ OFFICER MANUKIAN PSN 194 APPROVED [Signature] PSN 194



SOUTH PASADENA POLICE DEPARTMENT
1422 MISSION STREET
Supplement Case Report
1422 MISSION STREET, SOUTH PASADENA, CA, 91030
PHONE: 626-403-7270 FAX: 626-403-7271

ORIGINAL

Location of Occurrence / Address SOUTH PASADENA, CA 91030/1303 HUNTINGTON DR.		Case No 162113	
CODE SECTION PC 459 PC 368 (f) PC 594 (A)	CRIME DESCRIPTION BURGLARY-RESIDENTIAL FALSE IMPRISONMENT VANDALISM-FELONY	Classification BURGLARY ELDER ABUSE OTHER OFFENSES	
Supplement Narrative On 10/11/16 at about 1150 hours I spoke to [REDACTED] over the phone. [REDACTED] is listed on John's booking paperwork as his emergency contact and John has been staying with [REDACTED] since [REDACTED] picked him up at LAX last Wednesday (10/05/16). [REDACTED] I told me he has known John since about 1991 while they served in the Army together. [REDACTED] last saw John on Saturday night (10/08/16) at about 2230 hours while they were at a birthday party in Alhambra (near Fremont Avenue and the 10 Freeway). Around 2230 hours Miguel left to go to another party and John stayed behind. [REDACTED] told me he and John and other people had been drinking alcohol at the party. I asked Miguel if John has ever blacked out or used illegal drugs. He told me John has smoked marijuana, but to his knowledge, does not do any heroin or meth or other drugs. He has never known John to blackout. At about 1316 hours I spoke to [REDACTED] (provided me his phone number) over the phone. [REDACTED] told me they had been celebrating his birthday when they decided to go to Pasadena. On their way home from Pasadena (determined to be South Pasadena), John suddenly left the car they were in, somewhere near Fremont Avenue and Huntington Drive. [REDACTED] told me he had been in the front seat while [REDACTED] was driving and [REDACTED] [REDACTED] were in the back seat. When [REDACTED] stopped the car John got out and walked away. They then drove around the area trying to find John but could not. [REDACTED] told me in the past John has simply walked home in similar circumstances. After failing to find John they drove to [REDACTED] apartment in Alhambra, figuring John would return there. [REDACTED] told me, as far as he knows, John doesn't use drugs and has not used anything stronger than marijuana. [REDACTED] also mentioned in the past John has had too much to drink and passed out in public. [REDACTED] also has not known John to blackout. At about 1500 hours I spoke to [REDACTED] on the phone. [REDACTED] told me he has known John for about 8 years through their mutual friend, [REDACTED] told me they had gone to [REDACTED] house for his birthday party. While they were there [REDACTED] estimated that everyone at the party consumed 4-5 bottles of wine. At around 1130-1230 they left [REDACTED] house and drove to The Barkley to hear the live music and continue celebrating. At around 0100-0130 they left the bar. [REDACTED] estimates they had been in the car less than a minute (enough time to get everybody in the car, leave the parking lot, and get onto the road) when John suddenly exited the car and walked away. Danny believes he possibly headed north on Fremont Avenue, but isn't sure. [REDACTED] also told me they did not look for John after he left the car. This contradicts the statement of [REDACTED] who claimed they		Case No 162113 Date and Time Reported 10/09/2016 04 26 Cat No 16-10-09-023828	
Reporting Officer DUBOIS, ANDREW	Supplement Date and Time Reported 10/11/2016 12:03	Reviewed By VALENCIA, JAMES	Approval Date and Time 10/12/2016 07:51
Signature <i>[Signature]</i>	Print Date and Time 10/12/2016 07:51	Printed By VALENCIA, JAMES	Page No. 1 of 2

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SOUTH PASADENA POLICE DEPARTMENT
1422 MISSION STREET
Supplement Case Report
1422 MISSION STREET, SOUTH PASADENA, CA, 91030
PHONE: 626-403-7270 FAX: 626-403-7271

ORIGINAL

Case No 162113	
Location of Occurrence / Address [REDACTED]	Cad No 16-10-09-023828
Date and Time Reported 10/09/2016 04 26	

CODE SECTION	CRIME DESCRIPTION	CLASSIFICATION
PC 459	BURGLARY-RESIDENTIAL	BURGLARY
PC 368 (f)	FALSE IMPRISONMENT	ELDER ABUSE
PC 594 (A)	VANDALISM-FELONY	OTHER OFFENSES

drove around and looked for John after he left the car.

[REDACTED] said John's behavior throughout the night was normal and he has never know John to blackout. He also told me John did not say anything before getting out of the car.

Disposition: Inclusion in Detective Manukian's report.

Reporting Officer DUBOIS, ANDREW	Supplement Date and Time Reported 10/11/2016 12 03	Reviewed By VALENCIA, JAMES	Approved Date and Time 10/12/2016 07 51
Signature <i>[Signature]</i> 10/12/16	Print Date and Time 10/12/2016 07 51	Printed By VALENCIA, JAMES	Page No 2 of 2

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FIELD SERVICES DIVISION- PATROL BUREAU

26



Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

ORIGINAL CRIME REPORT

CASE NUMBER

CR-16-6745

INCIDENT

Reporting Type / Case Status / Refer Other Reports

Staff Distribution	Status	Other Reports
	RECORDS	
Further Information	Distribute To	
EXPECT ATTACHMENT		

Crime

Code Section	Offense Code	Counts	Crime
	421200	01	ASSIST OSJ

Occurrence Date/Time

Date	Day	Time	-	Date	Day	Time
10/09/16	SUN	0435		10/09/16	SUN	0700

Location

Street Address	City	State	Zip	RD
		CA	91030	800
TWO STORY DUPLEX				

Reporting Officer / Reviewing Officer / Closing Officer

Reporting Officer	ID	Report Date	Report Time
RUIZ, W.	232	10/09/2016	04:35
Reviewing Officer	ID		
AGUAYO, R.	105		
Closing Officer	ID	Closing Date	Clearance
			NOT CLEARED

Case Factors / Evidence

CONTROLLED DOCUMENT - ALHAMBRA POLICE DEPT
FOR OFFICIAL USE ONLY

The furnishing or possession of these documents or copies
thereof to unauthorized persons (S.A.M.) is prohibited by
11147 and 11149, Penal Code. The Department and its personnel
thereof is restricted to these agencies or individuals.

Authorized By A Court Statute, or Decisional Law (P.C. 11145)

Issued To _____

Agency _____

Issued By _____

Date _____



Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

ORIGINAL CRIME REPORT

CASE NUMBER

CR-16-6745

PEOPLE

Code	No	Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Weight
OT	01					F	Z	08/08/94	22	
Height	Build	Hair	Eyes	Occupation						
Driver's License Number		Social Security Number			FBI Number		CII Number			
Current or Last Known Address		Residential City		State	Zip	Res. RD	Res. Phone			
						800				
Cell Phone	Email	Business Name								
Business Street Address		Business City		State	Zip	Bus. RD	Bus. Phone			
People Factors / Evidence										



Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

ORIGINAL CRIME REPORT

CASE NUMBER

CR-16-6745

While on patrol [REDACTED] and I monitored a radio broadcast by A.P.D. dispatch in reference to South Pasadena P.D. regarding shots fired in the area of [REDACTED]. [REDACTED] responded to the call.

Upon our arrival, [REDACTED] and I monitored a radio broadcast by [REDACTED] that there was a possible active shooter. I saw [REDACTED] arrive on scene as his unit was directly in front of our unit #12. We parked along the south side of the street facing westbound. Based on the information, we walked in the direction of [REDACTED]. I then heard one gun shot from that immediate area and observed [REDACTED] take cover just west of [REDACTED]. I then broadcasted shots fired via my radio and took a position of cover. I observed a Monterey Park P.D. [REDACTED] officer, San Marino P.D. [REDACTED], and two San Marino P.D. officers arrive and assist with a position of cover, near [REDACTED].

[REDACTED] advised me that he fired his M4 weapon fearing a suspect pointed an unknown object in his direction. [REDACTED] stated it was dark and there was an unknown person on the second floor balcony that pointed "something" at him. [REDACTED] did not sustain any injury and while on scene I made the notification to W/C [REDACTED] regarding the O.I.S. (Officer Involved Shooting).

I observed a female Asian, identified as [REDACTED] screaming from the second story balcony area. [REDACTED] kept screaming that her mother and father were in the house and that a male was inside the second floor. Due to a possible hostage situation and the urgency to remove her from harm's way, I coordinated obtaining a ladder from South Pasadena F.D. [REDACTED] and I obtained a 14 foot ladder to get [REDACTED] removed from the second story balcony.

Monterey Park P.D. [REDACTED], and I approached the front area of [REDACTED] and I placed the ladder as they covered my position. I observed [REDACTED] and a second female [REDACTED] climb down the ladder and removed them to safety area.

O.I.C. Cpl. Gutierrez #207 and I began to interview [REDACTED] and her mother (unknown name) and they advised us the following information: [REDACTED] stated he was inside the residence upstairs sleeping when she heard her mother screaming. [REDACTED] heard a commotion and saw an unknown male subject, 30-35 years of age, thin built, approximately 5'6", thin face wearing a yellow shirt, khaki pants, upstairs in one of the bedrooms. The unknown male subject did not have permission to be inside their residence and the male kept on screaming. The two female Asians were fearful and the mother advised she ran into the bathroom. She stated that the male was trying to push the door as she hid inside the bathroom. [REDACTED] stated her father, Andy [REDACTED] 58 years of age, was sleeping inside the garage to the rear of the residence. [REDACTED] had a minor cut on her hand and her mother [REDACTED] had minor dark bruise on her hand due to holding the door as the suspect was attempting to push the bathroom door. Based on their brief statements, Cpl. Gutierrez relayed the information to officers onscene over the radio that a possible 459 P.C.-Cat Burglary had occurred.

[REDACTED] and I then entered the residence to assist the lone South Pasadena P.D. officer and take a position of cover since there was a suspect upstairs.

L.A.S.D. - Special Enforcement Bureau arrived and took over tactical command. A white male subject subsequently came downstairs and was taken into custody.

Refer to South Pasadena P.D. crime report DR# 16-02113 for details.

RMS-MJ/716

**Alhambra Police Department**211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745**INCIDENT****Reporting Type / Case Status / Refer Other Reports**

Staff Distribution	Status	Other Reports
	RECORDS	
Further Information	Distribute To	

Crime

Code Section	Offense Code	Counts	Crime
	421200	01	ASSIST OSJ

Occurrence Date/Time

Date	Day	Time	-	Date	Day	Time
10/09/16	SUN	0435		10/09/16	SUN	0700

Location

Street Address	City	State	Zip	RD
██████████ TWO STORY DUPLEX	██████████	██	██████	██

Reporting Officer / Reviewing Officer / Closing Officer

Reporting Officer	ID	Report Date	Report Time
██████████	██	10/09/2016	04:35
Reviewing Officer	ID		
██████████	██		
Closing Officer	ID	Closing Date	Clearance
			NOT CLEARED

Case Factors / Evidence**COPY**



Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745

NARRATIVE

On October 9, 2016, at approximately 0435 hours, I [REDACTED] was dispatched to [REDACTED] to assist South Pasadena Police Department with a shots fired radio call.

While en route to the location, [REDACTED] advised that it was possibly an active shooter situation.

As I arrived on scene, I ran to the front lawn of [REDACTED] to find an open area to cover. As I moved across the front lawn, I heard what sounded like a gunshot. I heard [REDACTED] say that she pointed something at him (I was unsure of who [REDACTED] was referring to at that time). I then looked for a position with cover and redeployed myself to the northeast corner of the adjacent building [REDACTED]. I then observed a female subject on the second level balcony wearing a possible pink shirt. I later moved to take cover behind a patrol vehicle that was positioned in front of [REDACTED]. I then remained in that position and covered the second level balcony until LASD cleared the building.

RMS-MJ/716

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Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745

INCIDENT

Reporting Type / Case Status / Refer Other Reports

Staff Distribution	Status	Other Reports
	RECORDS	
Further Information	Distribute To	

Crime

Code Section	Offense Code	Counts	Crime
	421200	01	ASSIST OSJ

Occurrence Date/Time

Date	Day	Time	-	Date	Day	Time
10/09/16	SUN	0435		10/09/16	SUN	0700

Location

Street Address	City	State	Zip	RD
██████████	██████████	██	██████	██
TWO STORY DUPLEX				

Reporting Officer / Reviewing Officer / Closing Officer

Reporting Officer	ID	Report Date	Report Time
██████	██	10/09/2016	04:35
Reviewing Officer	ID		
██████	██		
Closing Officer	ID	Closing Date	Clearance
			NOT CLEARED

Case Factors / Evidence

32



Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745

NARRATIVE

I was dispatched to a call for service (party disturbance, incident number 6AL0041851) when APD dispatch broadcasted a shots fired call over the radio frequency. I heard [REDACTED] say there was a possible active shooter over the radio. I started responding to the scene [REDACTED]. I heard another APD officer say something to the extent of shots fired over the radio. I arrived on scene west of [REDACTED] and observed multiple law enforcement units on scene. While in front of [REDACTED] I saw there was a female subject on the 2nd floor. I was instructed by [REDACTED] to go with [REDACTED]. I got into a patrol vehicle and [REDACTED] drove me to the alley way behind [REDACTED]. I took a position in the alley way to the rear of [REDACTED]. I stayed there until Los Angeles Sheriff Special Enforcement Bureau completed their search.

RMS-MJ/716

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Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745

INCIDENT

Reporting Type / Case Status / Refer Other Reports

Staff Distribution	Status	Other Reports
	RECORDS	
Further Information	Distribute To	

Crime

Code Section	Offense Code	Counts	Crime
	421200	01	ASSIST OSJ

Occurrence Date/Time

Date	Day	Time	-	Date	Day	Time
10/09/16	SUN	0435		10/09/16	SUN	0700

Location

Address	City	State	Zip	RD
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
TWO STORY DUPLEX				

Reporting Officer / Reviewing Officer / Closing Officer

Reporting Officer	ID	Report Date	Report Time
[REDACTED]	[REDACTED]	10/09/2016	04:35
Reviewing Officer	ID		
[REDACTED]	[REDACTED]		
Closing Officer	ID	Closing Date	Clearance
			NOT CLEARED

Case Factors / Evidence



Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745

On Sunday, October 9, 2016, I, [REDACTED], were in unit #12 when we were monitoring the radio and heard A.P.D. dispatch advise that there were possible shots fired at [REDACTED]

Upon my arrival, I heard over on the radio, that there was a possible active shooter and to start placing our tactical gear on. I parked A.P.D. unit #12 on the south side of [REDACTED], just west of Fremont Ave and began to make my approach to the location of where the possible shots fired were. While making my way to that location, I heard one gunshot go off. I made my way to cover in front of the location.

The location was a two story house and there was a woman yelling from the balcony of the second story. I, along with [REDACTED] and Monterey Park Police [REDACTED], brought a ladder to the house, using the ladder to safely remove two women from the second story balcony.

From the information on the radio, I understood there were several South Pasadena Police Officers inside the house on the first floor, with an unknown suspect still inside. I, along with [REDACTED] made entry to the front of the house. I confirmed that three South Pasadena police Officers were not harmed and then Officers advised there was still an unknown suspect inside the house on the second floor.

[REDACTED] then entered the house from the front and I explained the situation.

Los Angeles County Sheriff's S.E.B. arrived on scene and took command of the scene.

RMS-MJ/716

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**Alhambra Police Department**211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745**INCIDENT****Reporting Type / Case Status / Refer Other Reports**

Staff Distribution	Status	Other Reports
	RECORDS	
Further Information	Distribute To	

Crime

Code Section	Offense Code	Counts	Crime
	421200	01	ASSIST OSJ

Occurrence Date/Time

Date	Day	Time	-	Date	Day	Time
10/09/16	SUN	0435		10/09/16	SUN	0700

Location

Street Address	City	State	Zip	RD
██████████ TWO STORY DUPLEX	██████████	██	██████	██

Reporting Officer / Reviewing Officer / Closing Officer

Reporting Officer	ID	Report Date	Report Time
██████████	██	10/09/2016	04:35
Reviewing Officer	ID		
██████████	██		
Closing Officer	ID	Closing Date	Clearance
			NOT CLEARED

Case Factors / Evidence

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Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745

NARRATIVE

I monitored a radio transmission of shots fired at [REDACTED] the City of South Pasadena. Dispatch advised the cross street for the location was [REDACTED]

While enroute to the call, [REDACTED] arrived on scene and advised there may be an active shooter (suspect currently firing a weapon) inside the location. I then responded west of the location travelling eastbound from [REDACTED]

Upon my arrival, I exited my patrol vehicle (unit 11) and heard a loud bang (possibly gun fire). I then heard on the radio, "shots fired". Believing the shots fired were from a suspect at the location, I immediately deployed my personal M4 rifle and responded behind a South Pasadena patrol unit just west of the location.

At this point, I observed several officers (Alhambra, Monterey Park and San Marino) hiding behind vehicles east and west of the location [REDACTED]. Based on the shots fired, I asked dispatch to call LAPD for air support.

As I was scanning the area and the location, I observed a subject standing on the upstairs balcony. The subject appeared to be a female wearing a red shirt, NFD. It was unclear if the female was the possible suspect or the resident of the location. Note: the location was a two story duplex and the incident was occurring on the east side of the home.

While holding a position west of the location, I had Alhambra officers deploy their safety equipment (helmets) and M4s (rifles). Once the officers were equipped and ready, I began coordinating a perimeter around the location utilizing Alhambra, San Marino and Monterey Park officers.

During our perimeter deployment, we were advised that the female subject at the balcony was the resident and she was upstairs with her mother and the possible suspect.

Once the perimeter was in place, [REDACTED] (Monterey Park) and I coordinated a rescue attempt for the female subjects on second floor. Utilizing South Pasadena fire department's ladder, we were able have the females climb down and obtained suspect information from them.

The females advised us the suspect was possibly a male Hispanic, 30-35 years old, approximately 5'6" wearing a yellow shirt and dark short or pants, NFD. After obtaining the description, I relayed the information to the officers on scene.

After a short period of time, I responded inside the location [REDACTED] and helped search the lower level of the residence. The check resulted in no suspects found. After checking the lower level, Cpl. Kota advised me that he will watch the stairwell going upstairs due to the suspect possibly hiding on the second floor.

While speaking to Cpl. Kota, LASO SEB (SWAT team) arrived on scene and took over the crime scene. After briefing SEB deputies about the incident, [REDACTED] advised me that [REDACTED] fired his weapon during the incident. He also told me that he advised W/C [REDACTED] (unknown time) about the firing of his weapon. I later called [REDACTED] and advised him of [REDACTED] action (call was placed at approximately 0616 hours on 10-9-16).

After speaking to [REDACTED] about [REDACTED] and the incident at the location, SEB officers later detained and treated the suspect for his injuries. All Alhambra officers then cleared the location and returned to APD. [REDACTED] handled the original report for the incident (same DR).

RMS-MJ/716

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**Alhambra Police Department**211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745**INCIDENT****Reporting Type / Case Status / Refer Other Reports**

Staff Distribution	Status	Other Reports
	RECORDS	
Further Information	Distribute To	

Crime

Code Section	Offense Code	Counts	Crime
	421200	01	ASSIST OSJ

Occurrence Date/Time

Date	Day	Time	-	Date	Day	Time
10/09/16	SUN	0435		10/09/16	SUN	0700

Location

Street Address	City	State	Zip	RD
TWO STORY DUPLEX				

Reporting Officer / Reviewing Officer / Closing Officer

Reporting Officer	ID	Report Date	Report Time
		10/09/2016	04:35
Reviewing Officer	ID		
Closing Officer	ID	Closing Date	Clearance
			NOT CLEARED

Case Factors / Evidence

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Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745

While at the Alhambra Police Department, I overheard a three tone radio call regarding a shooting in South Pasadena.

I started driving toward the location of Fremont and Huntington where the outside agency needed our assistance. As I drove past Fremont and Main, [REDACTED] requested an additional unit to help with the premer, at which time I advised dispatch that I would be en route to the call.

Upon arrival, I took cover on the far east side of the residence located at [REDACTED]. Shortly after, I heard a loud bang resembling a gunshot, and an officer stated shots fired over the radio. I then moved closer to the residence and took cover behind a white vehicle that was parked in front of the residence. I was able to see an Asian woman standing on the second story balcony. A few minutes later, [REDACTED] obtained a ladder and I was asked to provide cover while they set up the ladder to rescue the asian woman from the balcony.

Once the victims were rescued, I was asked by [REDACTED] to transport the two victims in the back of a patrol unit to a safe zone. I then transported the two victims from [REDACTED] to Fremont and Huntington where paramedics and fire department trucks were standing by. A South Pasadena officer then arrived to my location and transported the victims to a different location.

While I was waiting with the victims, I overheard [REDACTED] via radio that additional traffic control was needed and I drove to the area of [REDACTED] to close the eastbound lanes until I was relieved of my post by [REDACTED].

RMS-MJ/716

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**Alhambra Police Department**211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745

INCIDENT**Reporting Type / Case Status / Refer Other Reports**

Staff Distribution	Status	Other Reports
	RECORDS	
Further Information	Distribute To	

Crime

Code Section	Offense Code	Counts	Crime
	421200	01	ASSIST OSJ

Occurrence Date/Time

Date	Day	Time	-	Date	Day	Time
10/09/16	SUN	0435		10/09/16	SUN	0700

Location

Street Address	City	State	Zip	RD
██████████	██████████	██	██████	██
TWO STORY DUPLEX				

Reporting Officer / Reviewing Officer / Closing Officer

Reporting Officer	ID	Report Date	Report Time
██████████	██	10/09/2016	08:05
Reviewing Officer	ID		
██████████	██		
Closing Officer	ID	Closing Date	Clearance
			NOT CLEARED

Case Factors / Evidence



Alhambra Police Department

211 S. FIRST STREET
ALHAMBRA, CALIFORNIA 91801

(626)570-5151

SUPPLEMENTAL CRIME REPORT

CASE NUMBER

CR-16-6745

While on patrol, I received a call of shots fired at [REDACTED]. The call stated assist South Pasadena Police Department (SPPD). I responded and arrived in the area at the same time as San Marino PD's sergeant on-duty, and I observed a security guard speaking with a subject in a vehicle (northwest corner of [REDACTED]). I contacted the security guard and asked him if he placed the call to SPPD dispatch. The security guard stated he just heard several gunshots coming from the south side of the street, approximately 3 apartment complexes west of us. While speaking with the security guard, I began to hear loud screaming from male and female voices coming from the direction the security guard was describing. I advised APD dispatch that I heard a possible heated argument in that direction, and I drove closer to the area. I then observed two SPPD police cars parked on the south side of the street.

I parked my car just west of the SPPD units, and exited my vehicle. I ran towards the sound of yelling and observed a SPPD officer standing in the front yard of [REDACTED]. It should be noted the location is a duplex with a patio area on the second level. The officer was yelling at a female, who was standing on the upstairs patio, and she was in turn yelling back. I asked the SPPD officer what was going on and he only instructed me to cover the side yard to the west of the duplex. I withdrew my firearm and covered the side yard of the residence. While covering the side yard I heard the SPPD officer tell the San Marino sergeant that a male and female were still inside the residence and that one possibly had a gun. Based on the fact the security guard told me he heard several gunshots just moments prior, and the fact I overheard the SPPD officer mention there were two people inside the residence and one of them possibly had a gun, I advised the incoming APD units that the situation was possibly an active shooter and suggested they wear their vests and bring rifles.

While I was holding the side yard, the SPPD unit continued to converse loudly with the female on the patio. Additionally, APD Watch Commander [REDACTED] asked if the incident was APD's handle or SPPD, and I advised him it was SPPD. I also advised APD dispatch that if there was a clear unit, to send them to the rear of the location to cover any possible escape. I continued to cover the side yard when I heard a loud gunshot ring out close to me. I looked around and observed [REDACTED] yelling and pointing his rifle upwards at the patio. [REDACTED] yelled "she pointed something at me." [REDACTED] and I then retreated to the sidewalk just west of the location behind a small cinder block wall. [REDACTED] then shouted, "show me your hands" multiple times.

I then heard a voice call me by name and tell me to retreat further, and I ran back to the rear of my vehicle. I then contacted [REDACTED] and asked him if anybody had taken a position to the rear of the location. [REDACTED] informed me that he did not think anybody had. I told [REDACTED] that there was an alleyway to the rear of the location and requested to cover that area, as there were several Monterey Park PD units at the front. [REDACTED] told me to take [REDACTED] me and I [REDACTED] of the plan. [REDACTED] then stated he was joining us. I drove [REDACTED] through the alley behind the location, and we exited my vehicle. We then approached the rear of the location on foot. [REDACTED] and I walked through the rear side yard of the house just one residence east of the [REDACTED], and took up a position covering the rear of the location.

After SPPD advised that one male was in custody, [REDACTED] was instructed to meet with [REDACTED], and he left the area while I covered the rear of the location. A short while later, an LASD SEB deputy advised me that the residence and area had been cleared, and the situation was code-4.

RMS-MJ/716

(41)

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: OCTOBER 9, 2016

FILE NO.: 016-00116-3199-055

C: BURGLARY – 459 PC; FALSE
IMPRISONMENT – 236 PC; FELONY
VANDALISM – 594(B)(1) PC; OFFICER
INVOLVED SHOOTING – SUSPECT
INJURED

ACTION: ACTIVE / ADDITIONAL
INFORMATION / SPECIAL
ENFORCEMENT BUREAU'S
ACTIONS

SOUTH PASADENA POLICE FILE #16-2113

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)

[REDACTED]

D: OCTOBER 9, 2016 (SUN) AT 0431 HOURS

L: [REDACTED]

VICTIMS:

[REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA POLICE; #210

[REDACTED]

The purpose of this supplemental report is to provide additional information regarding the Special Enforcement Bureau's response to [REDACTED], to assist South Pasadena Police Department with a shots fired/barricaded suspect incident.

I made my way to the location and made contact with South Pasadena Police inside. I confirmed there were no wounded officers and that all hostages were safely removed from the location. There was potentially an elderly male inside a rear detached garage, but all hostages were safely removed.

South Pasadena PD personnel informed me that they had been involved in a shooting with the suspect, and the suspect was last seen moving toward the east side of the second floor from the staircase. They formed an arrest team at the base of the staircase and cleared the downstairs portion of the location. Prior to my arrival, they made verbal contact with a male upstairs, who they believed was the suspect, but were unsuccessful in having him surrender.

I supplemented their arrest team and directed SEB assets to my location. SEB/ESD [REDACTED] along with SEB/SWT [REDACTED] made their way to the location. Announcements for the suspect to show himself and come downstairs were made. The suspect emerged from east side of the second floor while on his knees. He complied with our commands to show his hands and remove his black blood soaked shirt. We could see that he sustained a gunshot wound to his right shoulder. He came downstairs and was placed in handcuffs.

I immediately began treating the suspect. [REDACTED] and I controlled his blood loss by packing the wound in his shoulder with Kerlix and applying direct pressure. We wrapped his arm with a pressure bandage and continued direct pressure for 10 minutes. The suspect was checked for any other injuries, but none were located. We escorted the suspect to our Med-Cat in front of the location. Vitals were obtained and the gunshot wound was reassessed to ensure bleeding was completely controlled. The suspect had stable vital signs and was escorted to South Pasadena Fire Department Paramedics for transfer of care, so we could rejoin the Special Weapons Team in handling the incident to conclusion. For further details on the suspect's medical treatment see attached Patient Care Report.

Additional Special Weapons Team members arrived on scene and assumed control of incident. The elderly male was located in the detached garage, near the alley south of the location.

After confirming that all the residents were accounted for, the second story of the primary residence where the shooting occurred was cleared without incident and no other persons were located. The location was turned over to South Pasadena PD personnel pending further investigation.

OCTOBER 9, 2016

-3-

016-00116-3199-055

SPECIAL WEAPONS TEAM PERSONNEL:



This investigation remains active.

SUBMITTED BY: Deputy Cheshier, C. #473573

APPROVED BY:

ASSIGNED:

A/LT. R. MARTINDALE #283128
DETECTIVE DIVISION - HOMICIDE BUREAU

(RON)
10/11/2016

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: OCTOBER 9, 2016

FILE NO.: 016-00116-3199-055

C: BURGLARY – 459 PC; FALSE
IMPRISONMENT – 236 PC; FELONY
VANDALISM – 594(B)(1) PC; OFFICER
INVOLVED SHOOTING – SUSPECT
INJURED

ACTION: ACTIVE / ADDITIONAL
INFORMATION / SCENE
PROCESSED / EVIDENCE
COLLECTED

SOUTH PASADENA POLICE FILE #16-2113

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)

[REDACTED]

D: OCTOBER 9, 2016 (SUN) AT 0431 HOURS

L: [REDACTED]

VICTIMS:

[REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA POLICE; #210

[REDACTED]

EVIDENCE ITEMS COLLECTED:

Item 1: Expended .556mm caliber cartridge case, head stamped "WWC 12
556mm", recovered from the north west portion of the front lawn of the
location.
Lab Receipt Number K776346

- Item 2: Expended .40 caliber cartridge case, head stamped "WIN .40 S&W", recovered from the lower level, north west corner of the interior of the location.
Lab Receipt Number K776346
- Item 3: Expended .40 caliber cartridge case, head stamped "WIN .40 S&W", recovered from the lower level, north west corner of the interior of the location.
Lab Receipt Number K776346
- Item 4: Expended .40 caliber cartridge case, head stamped "WIN .40 S&W", recovered from the lower level, north west corner, adjacent to the fireplace in the interior of the location.
Lab Receipt Number K776346
- Item 5: Expended .40 caliber cartridge case, head stamped "WIN .40 S&W", recovered from the lower level, north west corner, on the fireplace footing in the interior of the location.
Lab Receipt Number K776346
- Item 6: Expended .40 caliber cartridge case, head stamped "WIN .40 S&W", recovered from the lower level, north west corner, on the fireplace footing in the interior of the location.
Lab Receipt Number K776346
- Item 7: Expended .40 caliber cartridge case, head stamped "WIN .40 S&W", recovered from the lower level, north west corner, on the fireplace footing in the interior of the location.
Lab Receipt Number K776346
- Item 8: Expended .40 caliber cartridge case, head stamped "WIN .40 S&W", recovered from the lower level, adjacent to the stairwell, the interior of the location.
Lab Receipt Number K776346
- Item 9: One left shoe, sandal type, "Ecco" brand, black in color, unknown size, recovered from the lower level, adjacent to the stairwell wall on the west side of the interior of the location.
Lab Receipt Number K727296

- Item 10: One right shoe, sandal type, "Ecco" brand, black in color, unknown size, recovered from the lower level, on the east side of the interior of the location next to the coffee table.
Lab Receipt Number K727296

Investigators Note: Evidence Item #9 and #10 completed a pair men's sandals and were believed to belong to Suspect Dutchman.

- Item 11: Bottle grey in color with black top, "Afta" brand men's aftershave, recovered from the fourth wooden stair leading up to the upper level of the location.
Lab Receipt Number K727294
- Item 12: Men's clothing, T-shirt, "Russel" athletic brand, black in color, size large, recovered from the top of the wooden stair landing, between the bathroom and north east bedroom.
Lab Receipt Number K727295
- Item 13: Expended projectile, recovered from the stairwell post which separated the stairwell and the living room of the location, related to Photographic Evidence Item A. **Lab Receipt Number K776346**
- Item 14: Expended projectile, recovered from the stairwell wall wood moulding, related to Photographic Evidence Item G.
Lab Receipt Number K776346
- Item 15: Biological swab, serial number 430673259000, obtained from the blood stain associated with Photographic Evidence Item M.
Lab Receipt Number K727297
- Item 16: Biological swab, serial number 430644353000, obtained from the blood stain associated with Photographic Evidence Item W.
Lab Receipt Number K727297

PHOTOGRAPHIC EVIDENCE

- Item A: Possible bullet hole located on the stairwell wall post which separates the stairs from the living room.
- Item B: Possible bullet hole located in the north end of the ceiling directly above the staircase, surrounded by what appeared to be biological material.

- Item C: Possible bullet hole located in the south end of the ceiling directly above the staircase.
- Item D: Possible bullet hole in the curtain, white in color, covering the south facing window at the top of the stairwell.
- Item D1: Damage to the south facing window glass (shattered glass) by an apparent bullet strike.
- Item E: Possible bullet hole in the curtain, white in color, covering the south facing window at the top of the stairwell.
- Item E1: Damage to the south facing window glass (shattered glass) by an apparent bullet strike.
- Item F: Possible bullet hole located directly above south facing window located at the top of the stairwell.
- Item G: Possible bullet strike located on the east side of the stairwell, into the decorative wood moulding adjacent to the upper level wood flooring.
- Item H: Aluminum ladder located in front of 1305 Huntington Drive, laying in an east west direction on the parkway grass.
- Item I: Damaged window, ten pane window recovered on the common concrete pathway [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]. Window was originally hung on the upper bathroom window which faced north.
- Item J: Blood stain on the red raised concrete porch, adjacent to the front door which faced north.
- Item K: Blood stain on the hard wood floor directly behind the front door.
- Item L: Blood stain on the hard wood floor in the lower level living room area of the location.
- Item M: Blood stain on the hard wood floor in the lower level living room area of the location.
- Item N: Blood stain on the hard wood floor in the lower level living room area of the location.

- Item O: Blood stain on the hard wood floor in the lower level in front of the stairwell area of the location.
- Item P: Blood drops on the hard wood stairs, on the east side of the stair.
- Item Q: Blood drops on the hard wood stairs, on the east side of the stair.
- Item R: Blood drops on the hard wood stairs, on the east side of the stair.
- Item S: Blood drops on the hard wood stairs, on the east side of the stair.
- Item T: Blood stain on the top of the upper stairwell post.
- Item U: Blood drop on the upper level hard wood floor hallway stair landing.
- Item V: Blood drop on upper level hardwood floor outside south of the bathroom.
- Item W: Blood drops on upper level hardwood floor inside north east bedroom.
- Item X: Blood stains on bedding materials located on bed inside north east bedroom.
- Item Y: Blood stain on upper level exterior bathroom door.
- Item Z: Broken glass on upper level balcony.
- Item AA: Blood stain on lower level hardwood floor in living room area of location.
- Item AB: Blood stain on lower level hardwood floor toward the south kitchen area.
- Item AC: Blood stain on the lower level kitchen laminate flooring.

FIREARM EVIDENCE

- Item TCR 1: One .40 S&W caliber cartridge.
- Item TCR 2: One empty Glock pistol magazine and fifteen .40 S&W caliber cartridges.
- Item TCR 3: One Glock model 22. .40 S&W caliber, semiautomatic pistol with serial number GGE774 (South Pasadena officer Zamora's duty pistol).
- Item TCR 4: One empty Glock pistol magazine and eight .40 S&W caliber cartridges.

Item TCR 5: One empty Glock pistol magazine and fifteen .40 S&W caliber cartridges.

Item NSB 1: One Ameetec Arms model WM-15, 5.56 x 45mm caliber semiautomatic (M4 configuration) rifle with serial number AM003175. Received with one magazine and twenty-eight 5.56 x 45mm caliber cartridges (Alhambra [REDACTED] rifle).

WITNESSES

[REDACTED]

SUMMARY

On October 9, 2016, [REDACTED] and [REDACTED], Los Angeles County Sheriff's Department Homicide Bureau, responded to [REDACTED], to assist in the investigation of an officer involved shooting involving members of the Alhambra Police Department and South Pasadena Police Departments.

At the location, Investigators [REDACTED] met with the lead Homicide Investigators, [REDACTED] and were tasked with documenting the scene as well as collecting all items of evidence where this shooting incident occurred.

Investigators were assisted by Forensic Identification Specialist's, Jackie Thompson #403730, Nakia S. Berry #438174 and Teresa Romo #443175, assigned to the Identification Unit of the Los Angeles County Sheriff's Department Crime Lab. F.I.S. Thompson photographed the entire scene, collected and documented evidence items as directed by Homicide Investigators. F.I.S. Romo and F.I.S. Berry documented the crime scene as directed by Homicide Investigators. For additional information refer to the supplemental reports prepared by F.I.S. Thompson, F.I.S. Romo and F.I.S. Berry.

Deputy John Vanderschaaf, #279908, assigned as a Firearms Examiner for the Los Angeles County Sheriff's Department Crime Lab assisted Investigators by documenting the crime scene and collecting ballistic evidence as directed by Homicide Investigators. For additional information refer to the supplemental report prepared by Deputy Vanderschaaf.

Prior to conducting their investigation at the residence where this incident took place, Investigators Cooper and Durham met with the occupants of the location, [REDACTED] Investigators [REDACTED]

explained to the entire family they were assisting in the investigation into this incident, and were seeking their permission to enter their home in order to document and collect evidence items related to this incident. Each family member granted consent to enter and process their home as needed. Copies of the consent to search forms will be attached with this report.

Investigators Note: The entire contact with the [REDACTED] members related to their consent to search their home was audio recorded.

SHOOTING LOCATION

Exterior of Location

The location where this incident occurred was a private residence located at [REDACTED] the city of South Pasadena. This particular location was a duplex consisting of two identical townhomes constructed of cream colored stucco with cream colored trim. This property was located on the south side of Huntington Drive at the intersection of Ramona Avenue. The area surrounding this incident consisted of both residential and commercial properties.

Investigators found four vehicles parked along the south curb line of [REDACTED] directly in front of [REDACTED] at the time of the incident. The vehicles were identified from west to east:

[REDACTED]

An aluminum ladder (Photographic Evidence Item H) was located in front of [REDACTED] laying in an east/west direction on the parkway grass.

Investigators Note: The ladder belonged to South Pasadena Fire Department and was used to effect the rescue of [REDACTED]

Unit number [REDACTED] was located on the east side of the residential structure with unit number [REDACTED] located on the west. Entry onto the property was gained via a common red concrete walkway which ran north/south from the south sidewalk of Huntington Drive along the center of the front yard. The walkway split just north of the structure and lead to small raised porches at the front doors of each identical unit. A blood stain was observed on the east side of the raised porch (Photographic Evidence Item J) directly in front of the door to [REDACTED]. Round glass globe type lighting fixtures were affixed to the

north exterior wall of the structure, adjacent to the front doors of each unit. At the time of this investigation, no exterior lights on the structure were on.

A portion of a shattered window (**Photographic Evidence Item I**) was found on the walkway near the center of the property. The remainder of the front yard consisted of grass and other vegetation. A single .556 caliber expended cartridge case (**Evidence Item #1**) was found on the front lawn of the residence adjacent to a concrete wall which ran along the west property line of the front yard.

Red concrete walkways ran north/south along the east and west sides of the structure. These walkways led to the backyard of the location. The front and rear yards of this property were separated by a chain link fence approximately three foot in height. Chain link fencing also ran along the east and west property lines.

A raised covered porch area was found centered on the south side of the structure. Entry and exit to each unit was afforded from this raised porch area. Adjacent to the raised porch was a concrete patio area. Several pieces of exercise equipment were found on the east portion of the patio. A set of metal patio furniture, consisting of a round table and four chairs was found on the west portion of the patio area.

Just south of the concrete patio was a section of a grass with trees and other shrubberies running along the east and west property lines. A red concrete walkway ran down the center of the property and lead to a detached garage which was found on the southern portion of this property. A white wooden shed was found in the center portion of the grass area along the west property line of this location.

Interior of Location

Entrance into the residence was gained from the front door which faced north. The door knob was locked, but did not engage in the strike plate with the door in the closed position. A dead bolt lock was affixed above the door handle. However, at the time of this investigation, the deadbolt was unlocked. As a result, entry into the residence could be gained by simply pushing the door open. The living room appeared to be an open floor plan type room, with direct access to the kitchen to the south end of the building. On the west side of the living room was access to the upper level via a wooden staircase.

Upon entry into the residence, Investigators noted the lower level living room was in complete disarray. Investigators observed numerous blood stains on the hardwood flooring (**Photographic Evidence Items K, L, M, N, O, AA, and AB**) as well as broken glass strewn about floor. On the east side wall Investigators found an upright piano partially behind the front door, a futon which appeared to be freshly slept on, and a couch. A small coffee table was centered in the south side of the room. Under the

coffee table, Investigators observed a single black sandal (**Evidence Item #10**). Two large bags of clothing were on the floor adjacent to the couch.

*Investigators Note: F.I.S. Thompson obtained a biological swab from the blood stain (**Evidence Item #15**) on the hardwood floor, documented under **Photographic Evidence Item M**.*

The west side of the residence contained a large white aluminum table which was positioned against a north facing three pane window. On the table top were two laptop computers, cleaning supplies, miscellaneous papers and a broken clock. On the floor below the table was a large "Wonder Woman" poster and other assorted papers.

Along the west wall was a white brick fireplace with a white mantle. A large flat screen television was found sitting on the fireplace footing. Next to the fireplace was a black bookcase. A decorative cast iron flat iron was found on the mantle. Investigators observed six expended .40 caliber cartridge cases on the hardwood floor and fireplace footing adjacent to the bookcase (**Evidence Items #2 through #7**).

In the south portion of the living room, Investigators noted a single expended .40 caliber cartridge case (**Evidence Item #8**) adjacent to the west wall which separated the stairs from the living room. Investigators also noted a second single black sandal (**Evidence Item #9**) located near the same west wall that separated the stairs from the living room.

The kitchen was to the south of the living room. An east/west wall with a hinged door separated the kitchen from the living room. Along the east/west wall Investigators found a second flat screen television sitting on a small television stand. Investigators noted there were two additional cast iron flat irons lying on their sides on the TV stand. Investigators found damage to the bottom lower right corner of the television and noted the damage to the television appeared to have been made by the corner of one of the flat irons striking the television.

Upon entering the kitchen, Investigators observed blood stains on the vinyl laminate flooring (**Photographic Evidence Item AC**). A door on the west end of the kitchen allowed access between the kitchen and a small laundry/bathroom area. Exit from the residence to the backyard was through a door on the west side of the kitchen. Investigators found the back door was unlocked and open during the investigation.

On the west side of the residence was a staircase, which ran from north to south and led to the upper level. On the wall post separating the staircase from the living room, Investigators observed a bullet hole (**Photographic Evidence Item A**). Deputy Vanderschaaf recovered one expended projectile (**Evidence Item #13**) from the hole in the wall post.

The upper level of the residence consisted two bedrooms, one bathroom and a linen closet. A window was directly above a built-in dresser and linen closet on the south wall at the top of the staircase. A hallway ran the length of the upper level from north to south from which there was access to two adjoining bedrooms, one bedroom on the northwest corner of the upper level, and a second bedroom on the southwest corner of the upper level. A bathroom with a single toilet and shower enclosure was at the north end of the hallway with a window that faced Huntington Drive. The bathroom window opened onto a balcony type roof area. Shattered glass (**Photographic Evidence Item Z**) was found on the roof top directly north of the window. There was no other access to the roof except through the bathroom window.

In the ceiling directly above the third and fourth wooden stair of the staircase, Investigators noted a possible bullet hole (**Photographic Evidence Item B**) surrounded by what appeared to be blood and biological material. There was an additional possible bullet hole (**Photographic Evidence C**) in the ceiling in the south end of the staircase. Above the built-in dresser was a window which contained a window mounted air conditioning unit. The window was covered by a sheer linen curtain, white in color. Investigators observed two apparent bullet holes in the sheer linen material (**Photographic Evidence Item D and Item E**). When the curtains were drawn back, Investigators saw the window glass was damaged by two apparent bullet strikes (**Photographic Evidence Item D1 and Item E1**). Investigators also observed a possible bullet hole in the wall directly above the south facing window (**Photographic Evidence Item F**).

On the fourth step of the stairs, Investigators located a grey bottle of "Afta" aftershave (**Evidence Item #11**). The item appeared to be out of place, as there were no other items on the stairs. Investigators found several items of women's clothing draped over the upper stair railing, except for the area directly above the bottle of "Afta" on the stairs which was bare. As Investigators continued to walk up the stairs, they observed blood drops along the hard wood steps leading to the upper level (**Photographic Evidence Items P, Q, R, and S**). Investigators also noted a bullet strike on the east side of the stairwell, directly above the decorative wood moulding (**Photographic Evidence Item G**). Deputy Vanderschaaf recovered one expended projectile (**Evidence Item #14**) from the bullet hole in the stairwell moulding.

Investigators continued up the stairs and observed a blood stain on the top of the upper stairwell post (**Photographic Evidence Item T**). Additional blood drops were found on the upper level hard wood flooring leading from the stairwell landing into the north east bedroom (**Photographic Evidence Items U, V, and W**). Upon entering the north east bedroom, Investigators noted blood stains (**Photographic Item X**) in the bedding material on the bed located in the bedroom.

*Investigators Note: F.I.S. Thompson obtained a biological swab from the blood stain (Evidence Item #16) on the hardwood floor, documented under **Photographic Evidence Item W**.*

In the hallway area between the north east bedroom and the north bathroom, Investigators recovered a black, bloodstained T-shirt (**Evidence Item #12**), as well as items of women's clothing that appeared to have been pulled down from the stair railing.

At the north end of the hallway was a bathroom which contained a single toilet, a shower/tub and a wash basin. The door to the bathroom opened toward the north. Investigators observed a blood stain (**Photographic Evidence Item Y**) on the exterior side of the bathroom door. Two windows were located on the north bathroom wall, facing Huntington Drive. The windows opened outward onto a balcony type roof area. Investigators observed broken glass strewn around the balcony/roof area (**Photographic Evidence Item Z**). The east half of the bathroom window was missing from the window frame.

Investigators Note: The missing portion of the bathroom window was discovered on the front walkway, north of the residence. It was removed to provide a safe escape for the victims.

OFFICER ZAMORA'S PATROL CAR

Vehicle #1407, California License #1454015, a 2015 Ford Explorer, marked South Pasadena Police Department black and white patrol vehicle with South Pasadena Police emblems clearly displayed on both the driver's and passenger's side of the vehicle. The vehicle was equipped with an overhead emergency light bar, two forward facing spot lights and a large metal push bar mounted on the front bumper.

At the time of this investigation, this vehicle was found running with its operating lights on. The overhead light bar was activated, illuminating rearward facing amber and blue emergency lights. All doors were closed and the windows were rolled up.

Inside the vehicle, Investigators found a mobile digital terminal mounted between the front seats along with a radio and emergency light bar controls.

Investigators Note: Subsequent to the officer involved shooting, this vehicle was moved from its original position in front of the location. It was moved approximately two properties to the west, where it was positioned in the roadway of Huntington Drive to divert eastbound traffic in the number two lane of travel.

INTERVIEW OF WITNESSES ANA & ANDREW LERNER

On October 9, 2016, Investigators Howard Cooper and Gail Durham met with [REDACTED] in a private residence in the city of South Pasadena. The entire interview was audio recorded and the following is a summary of their conversation:

The [REDACTED], who reside in the residence directly east of where this incident took place, said they were sleeping in their bedroom, located in the northwest corner of their home when they were awoken shortly after 4:00 A.M. [REDACTED] said she awoke first and estimated it was approximately 4:15 A.M. when she began hearing her neighbor's dog barking very loudly.

Not long after she awoke, [REDACTED] began hearing some sort of commotion that sounded as if it was coming from her neighbor's home (referring to the [REDACTED]). [REDACTED] listened as the commotion grew and a woman (whom she believed to be her next door neighbor), began screaming for help. At about this time, her husband, [REDACTED] was awoken by the noise coming from their neighbor's home.

[REDACTED] explained that he was initially upset at being awoken by their neighbor's dog, and remained in bed as his wife, [REDACTED], walked over to their west facing bedroom window to see if she could see what was going on.

[REDACTED] explained that she did not initially see anything, but continued to hear who she believed to be her neighbor calling out for help. Within minutes, estimated at two to three minutes later, [REDACTED] saw two police officers approach the front porch of the [REDACTED]. [REDACTED] watched as the two officers positioned themselves one behind the other on the porch. It appeared to [REDACTED] that the officer who was standing directly in front of the front door drew his sidearm with his right arm, as he pushed the front door open with his left hand. Moments after seeing this take place, [REDACTED] watched the officer fire his sidearm into the interior of the residence approximately two to three times.

[REDACTED] was startled by the gunfire and immediately dove onto the floor with her husband and worked their way to their children's bedroom (southwest corner of the residence) to ensure their safety. After comforting their children, they gathered their entire family in the center of their home where they remained for several minutes.

[REDACTED] explained that after the initial gunshots rang out, it became apparent that additional police officers began arriving. Because they were unaware of what was taking place next door, they remained huddled on the floor in the center of their home. [REDACTED] explained that approximately ten minutes after the initial volley of gunfire, he heard another single gunshot ring out. [REDACTED] explained that this additional gunshot

was distinctly louder than the initial shots that were fired. [REDACTED] was not certain, but believed this additional gunshot could have possibly been a shotgun blast.

At one point, after being concealed in their home for several minutes, they dialed 9-1-1 and notified the South Pasadena Police dispatcher of their location. Because they did not know what was happening next door, they wanted to make sure they were safe to remain in their home. They were ultimately instructed by the dispatcher to remain in their home.

FIREARMS RELEASE

On October 12, 2016, Sergeant Cooper and Investigator Durham received two (2) firearms, South Pasadena Officer Patrick Zamora's duty weapon (Evidence Item TCR #1, TCR #2, TCR #3, TCR #4 and TCR #5) and Alhambra [REDACTED] weapon (Evidence Item NSB #1) from Deputy Vanderschaaf #279908, Los Angeles Sheriff's Department, Scientific Services Bureau, Firearms Examiner.

South Pasadena Officer Patrick Zamora's duty weapon was transported to South Pasadena Police Station and released to the custody of Sergeant Jim Valencia, Detective Sergeant.

Alhambra Police [REDACTED] weapon was transported to Alhambra Police Department and released to the custody of Division Commander Cliff Mar.



This investigation remains active.


SUBMITTED BY: DETECTIVE GAIL DURHAM #463576
SERGEANT HOWARD COOPER #274621

APPROVED BY: LT. J CORINA #213435 *[Signature]*
ASSIGNED: DETECTIVE DIVISION - HOMICIDE BUREAU *10-26-16*

South Pasadena Police Department


CONSENT TO SEARCH

I,  , having been informed of my Constitutional right not to have a search made of the premises hereinafter mentioned without a search



These officers are authorized by me to take from this location any property which they may desire. This written permission is being given by me to the above-mentioned officers voluntarily and without threats or promises of any kind.

I have been advised of my right to refuse consent; I give this permission voluntarily; and I authorize the above named officer(s) to take any items determined to be related to their investigation.



Sgt. A. Lopez #274021
Witness

Det. [Signature] #463574
Witness

10/9/16
Date

South Pasadena Police Department

CONSENT TO SEARCH

§ 87(2)(b) § 87(2)(b) § 87(2)(b) § 87(2)(b) been informed of my Constitutional right not to have a search made of the premises hereinafter mentioned without a search

they may desire. This written permission is being given by me to the above-mentioned officers voluntarily and without threats or promises of any kind.

I have been advised of my right to refuse consent; I give this permission voluntarily; and I authorize the above named officer(s) to take any items determined to be related to their investigation.

Sgt. A. Lopez #274021
Witness

Witness

Det. Gelf B2 #463574
Witness

Witness

10/9/14
Date

Date:

South Pasadena Police Department

CONSENT TO SEARCH

I, [REDACTED], having been informed of my Constitutional right not to have a search made of the premises hereinafter mentioned without a search warrant and of my right to refuse consent to such a search, hereby authorize

[REDACTED] h

they may desire. This written permission is being given by me to the above-mentioned officers voluntarily and without threats or promises of any kind.

I have been advised of my right to refuse consent; I give this permission voluntarily; and I authorize the above named officer(s) to take any items determined to be related to their investigation.

[REDACTED]

Sgt. A. Lopez #274621
Witness

Det. G. B. #463576
Witness

10/9/16
Date

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: OCTOBER 10, 2016

FILE NO.: 016-00116-3199-055

C: BURGLARY – 459 PC; FALSE
IMPRISONMENT – 236 PC; FELONY
VANDALISM – 594(B)(1) PC; OFFICER
INVOLVED SHOOTING – SUSPECT
INJURED

ACTION: ACTIVE / ADDITIONAL
INFORMATION / VICTIMS AND
WITNESS LAW ENFORCEMENT
INTERVIEWS

SOUTH PASADENA POLICE FILE #16-2113

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)

[REDACTED]

D: OCTOBER 9, 2016 (SUN) AT 0431 HOURS

L: [REDACTED]

VICTIMS:

[REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA POLICE; #210

[REDACTED]

ARRIVAL

On October 11, 2016, at approximately 0700 hours, Investigators Dameron Peyton and Margarita Barron responded to 1401 Huntington Drive in the city of South Pasadena to assist in the Officer Involved Shooting investigation involving officers from the South Pasadena and Alhambra Police Departments. Investigators arrived to the scene and contacted the handling Investigators Sergeant Tim Cain #218504 and Detective Dean Camarillo #438138 who advised us of the details regarding the incident. We were then tasked with the interview of civilian victims and Law Enforcement witnesses.

INTERVIEW OF [REDACTED]

On October 9, 2016 at approximately 1141 hours, Investigators Peyton and Barron interviewed [REDACTED]. The interview was conducted within the conference room inside Homicide Bureau. Present during the interview were Detective Avick Manukian, #194 from the South Pasadena Police Department, Deputy District Attorney Martha Carrillo and Senior Investigator Ray Barrera from the Los Angeles County District Attorney's Office/ Justice System Integrity Division. The following is a synopsis of the recorded interview.

Investigators asked [REDACTED] what happen this morning [REDACTED] [REDACTED] said, she was asleep in a daybed on the first floor of her two story apartment. She woke up this morning at approximately 0400 hours due to feeling ill to her stomach. She briefly remained on the first floor doing dishes and cleaning prior to going upstairs to use the restroom. While inside the upstairs bathroom, she heard her daughter's dog (Aladdin) barking loudly. She said the manner in which Aladdin was barking was unfamiliar to her and appeared to more manic and emergent. [REDACTED] then heard her daughter (identified as [REDACTED]) emerge from her bedroom adjacent to the upstairs bathroom. [REDACTED] immediately opened the door to the bathroom to see what the commotion was about.

Upon opening the door, [REDACTED] saw a male Hispanic adult who was approximately 5'7" with an average build, bald head and wearing a light colored T-shirt (Suspect) ascending the staircase in her home. She did not recognize the suspect and believed he was there to attack her and her daughter. [REDACTED] immediately grabbed her daughter and pulled her into the bathroom. She closed the door and held it shut to prevent the suspect from gaining entry. She said the suspect came upon the bathroom door and began pushing the door in an attempt to gain entry. [REDACTED] held firm against the door fearing she would be attacked.

A struggle ensued between the suspect and [REDACTED] pushing the door ajar and closed. [REDACTED] began screaming and yelling for help and telling the suspect to go away. [REDACTED] could hear the suspect making some unintelligible noises which resembled a growl as he continued to push on the door. [REDACTED] had her cellular phone in her possession during the incident and was able to call 9-1-1 for help.

The struggle continued for what she believed to be an hour before he finally stopped pushing. She then heard the suspect walk back down the stairs to the first floor. She continued to hold the door closed. She could hear the noise of items breaking and crashing downstairs as they remained in the bathroom. [REDACTED] told her daughter to climb out the bathroom window to the balcony and go get help. [REDACTED] reluctantly complied exiting out to the balcony.

[REDACTED] said she could then hear the sound of the Police helicopter and responding officers arriving. She then heard the sound of a single gunshot sound from inside her residence. She said she could smell the gun powder after the shot was heard. [REDACTED] heard what she believed to be the suspect returning upstairs again. He attempted a last time to get into the bathroom, but was unable to push past her. She then heard the door to her daughter's room close and believed the suspect was inside the room. At that time, [REDACTED] left her position from behind the door and climbed through the bathroom window onto the balcony. She was subsequently removed from the balcony aided by a ladder and Law Enforcement personnel and taken to a secured location. Neither [REDACTED] [REDACTED] suffered any injuries as a result of the incident. The interview was concluded.

INTERVIEW OF [REDACTED]

On Sunday, October 9, 2016 at 1220 hours, Investigators interviewed [REDACTED] [REDACTED] This interview was conducted in the conference room of Homicide Bureau. Present during the interview were Detective Avick Manukian, #194 from the South Pasadena Police Department, Deputy District Attorney Martha Carrillo and Senior Investigator Ray Barrera from the Los Angeles County District Attorney's Office/ Justice System Integrity Division. Below is a synopsis of the recorded interview.

██████████ said she lives ██████████ in the city of South Pasadena. On Sunday, October 9, 2016, ██████████ said she was asleep in her upstairs bedroom located next to the bathroom. At approximately 4:00 A.M., she was awoken by the loud and unusual continuous barking noises of her dog. ██████████ said she opened her bedroom door. Once the door was open, she saw her mother, ██████████ in the doorway of the upstairs bathroom. ██████████ said she looked down the staircase where she heard a man's voice. However, due to her poor vision, she was only able to see the figure of a man. ██████████ said suddenly, her mother pulled her into the bathroom and immediately closed the bathroom door and told her there was a "stranger" inside their home.

██████████ said her dog continued barking while they were inside the bathroom. ██████████ said her mother held the door shut due to there not being any locking mechanism on the door. ██████████ said her mother told her to go outside onto the balcony. ██████████ said she remembered while she was helping her mother hold the bathroom door shut, she heard the suspect say, "Who are you talking to on the phone." ██████████ said she broke the bathroom window and threw it outside onto the front yard and began screaming for help, all in hopes of someone coming to their aid.

██████████ said while she was outside on the balcony, she, "saw" a gunshot fired from a police officer. She said the police officer was screaming to her, "female, raise your hands, raise your hands!" ██████████ said she immediately complied. She said the police officer possibly thought she was the suspect. After that, an officer asked her if she could climb down from the balcony. She said, she could not. She was told a ladder would be provided for her to use. Once the ladder arrived, both her and her mother were rescued from the residence without incident. ██████████ said the front door to their residence is locked and the rear door was closed but unlocked. The interview was concluded at 1233 hours.

INTERVIEW OF OFFICER ██████████

On Sunday, October 9, 2016 at 1244 hours, Investigators interviewed ██████████ from the San Gabriel Police Department. This interview was conducted in the conference room of Homicide Bureau. Below is a synopsis of the recorded interview.

██████████ said he has been employed by the San Gabriel Police Department for three years. ██████████ said on Sunday, October 9th, 2016 he was working patrol unit #4L22 on graveyard shift.

██████████ said at approximately 0550-0545 hours, he along with other assisting units responded to a, "shots fired" call in the city of South Pasadena. ██████████ said upon arriving to the location, a crime scene perimeter had already been established. He responded to the command post which had been established in the, "Big Lots" parking lot located ██████████. While at the command post, ██████████ was assigned to deploy the ballistic shield to the ██████████

██████████ said as he was delivering the ballistic shield, the Los Angeles County Sheriff Department's/Special Enforcement Bureau arrived on scene and took control of the incident. ██████████ said he took a position near the location and remained stationary on the perimeter containment. ██████████ said he never entered the residence and was not involved or present at the time of the Officer Involved Shooting. The interview was concluded at 1250 hours.

INTERVIEW OF WITNESS ██████████

On Sunday, October 9, 2016 at 1252 hours, Investigators interviewed ██████████. This interview was conducted in the conference room of Homicide Bureau. Below is a synopsis of the recorded interview.

██████████ said he has been employed by the San Marino Police Department for eight months and is currently working the graveyard shift, from 1900-0700 hours. He was assigned to patrol Unit #1L2. ██████████ said on Sunday, 10/9/16, he responded to assist the South Pasadena Police Department regarding a, "shots fired" call at ██████████. He also indicated that as he was enroute, the call was updated to a, "South Pasadena Officer hit by gunfire" call.

██████████ said upon his arrival, officers from the South Pasadena Police Department were in the process of rescuing a female from inside the residence. Officers had requested a ladder from the Fire Department to aide in the rescue. ██████████ said as he entered his patrol vehicle to go and retrieve the ladder, he heard a gunshot. He immediately parked his patrol vehicle and took cover.

██████████ said he was not involved in the incident and he did not see who fired the single gunshot. He maintained his perimeter position until he was relieved. The interview was concluded at 1258 hours.

INTERVIEW OF WITNESS ██████████

On Sunday, October 9, 2016 at 1303 hours, Investigators interviewed ██████████ from the San Marino Police Department. This interview was conducted in the conference room of Homicide Bureau. Below is a synopsis of the interview.

10-10-16

016-00116-3199-055

██████████, said he has been employed by the San Marino Police Department for six months. He said on Sunday, October 9, 2016 he was working patrol on the graveyard shift, 1900-0700 hours. He was assigned to Unit #1L1.

██████████ said at approximately 0430 hours, he responded to assist the South Pasadena Police Department regarding a "shots fired" call. ██████████ said upon arriving at the location, he heard a gunshot. He was unaware of where the gunshot came from. ██████████ said he took cover and maintained his position located in front of the residence located at ██████████. ██████████ did not fire his weapon and was not involved in the Officer Involved Shooting. The interview was concluded at 1307 hours.

DETECTIVE DAMERON PEYTON #231319
DETECTIVE MARGARITA BARRON #184970

APPROVED BY: LIEUTENANT JOHN CORINA #213435
HOMICIDE BUREAU - DETECTIVE DIVISION

jc
10-26-16

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: OCTOBER 22, 2016

FILE NO.: 016-00116-3199-055

C: BURGLARY – 459 PC; FALSE
IMPRISONMENT – 236 PC; FELONY
VANDALISM – 594(B)(1) PC; OFFICER
INVOLVED SHOOTING – SUSPECT
INJURED

ACTION: ACTIVE / ADDITIONAL
INFORMATION / INTERVIEWS
CONDUCTED

SOUTH PASADENA POLICE FILE #16-2113

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)

[REDACTED]

D: OCTOBER 9, 2016 (SUN) AT 0431 HOURS

L: [REDACTED]

VICTIMS:

[REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA POLICE; #210

[REDACTED]

On Sunday, October 9, 2016, Los Angeles County Homicide Investigators Sergeant Robert Martindale and Deputy Dawn Retzlaff were detailed to assist in the investigation surrounding the non-fatal shooting of 48-year-old John Cletus Dutchman by South Pasadena Police Officer Patrick Zamora, #210.

At approximately 1130 hours, Investigators Martindale and Retzlaff arrived at the Sheriff's Homicide Bureau to assist Investigators Dameron Peyton and Margarita Barron with witness interviews, which included police officers from Monterey Park and Alhambra Police Departments. The interviews conducted by Investigators Peyton and Barron will be documented in a separate supplemental report. When completed, their report will be made a permanent part of this investigative case file.

Before commencing with the interviews, Investigators Martindale and Retzlaff spoke with Lieutenant John Corina by phone and learned, preliminarily, that this officer involved shooting incident began at or near 0426 hours, when police officers responded to the house at [REDACTED], after the homeowner [REDACTED] called 9-1-1 to report that she and her daughter ([REDACTED]) had barricaded themselves in the upstairs bathroom after a man (Suspect John Dutchman) had broken into their house. Lieutenant Corina continued and said that Suspect Dutchman tried unsuccessfully for several minutes to aggressively and insistently force his way into the bathroom, but thankfully, [REDACTED] managed to hold the bathroom door shut. After failing to gain entry into the bathroom and potentially accosting the women, who were unarmed and susceptible to physical or emotional attack or harm, the suspect retreated to the downstairs living area and began ransacking the house.

South Pasadena police officers responded and entered the house. As they made their way upstairs, Suspect Dutchman unexpectedly appeared on the second floor landing and some sort confrontation ensued, at which time Officer Patrick Zamora, #210, fired at the suspect. Suspect Dutchman retreated and then barricaded himself in one of the upstairs bedrooms. Police officers from the surrounding agencies responded and the house was contained. With the suspect now holed up in an upstairs bedroom, other South Pasadena police officers used a fire department extension ladder and rescued [REDACTED] from an adjoining second story balcony. Eventually the suspect exited from an upstairs bedroom and surrendered peacefully. He was treated at the scene for a gunshot wound to his right shoulder and then transported by ambulance to Huntington Memorial Hospital for follow-up care.

After conferring with Homicide Lieutenant John Corina, Investigators Martindale and Retzlaff interviewed [REDACTED] the husband to [REDACTED], and [REDACTED] from the Monterey Park Police Department.

INTERVIEW WITH [REDACTED]

At approximately 1206 hours, Investigators Martindale and Retzlaff interviewed [REDACTED] inside the Captain's office at the Sheriff's Homicide Bureau in Monterey Park. The

interview was recorded in digital audio and a copy of the recording will be made a permanent part of this investigative case file. The following paragraphs are a brief summary of the interview. The complete 25-minute long interview will be transcribed in its entirety later and made a permanent part of this investigative case file.

Investigators introduced themselves to [REDACTED] and explained to him exactly what their roles were in this shooting investigation. Once the introductions were done, Investigator Martindale asked [REDACTED] to explain in as much detail as possible, what he saw and heard at the house he shares with his wife [REDACTED] during the early morning hours on October 9.

[REDACTED] told Investigators that he did not hear or see anything that occurred inside the residence when his wife and daughter were accosted by the suspect, and he explained why. [REDACTED] said he is the owner and CEO of a local trading company and his main trading partners are located in China and other Asian countries. He converted the detached garage, which is setback some distance from the main house, into his office and temporary sleeping quarters. And because of the time difference between the United States and China, [REDACTED] said he often spends the early morning hours in office (garage) speaking on the phone with his counterparts in mainland China. On this day, [REDACTED] said he departed to his office on Saturday night at around 9 o'clock. His wife and daughter were still awake and inside the main residence with their small dog, said [REDACTED].

[REDACTED] said that sometime after 1 a.m., he tired and fell asleep in his office. Then, around 6:30 or 7 o'clock in the morning, he was awakened when a police officer knocked on the office door. The officer escorted him out to the street where his wife and daughter were standing, [REDACTED] said. [REDACTED] said his wife told him that some man broke into their house around 4:30 in the morning and she and his daughter barricaded themselves in the upstairs bathroom. [REDACTED] said his wife also told him that their small indoor/outdoor dog was barking "strangely" and the dog's barking is what alerted his wife to the intruder's presence inside the house. [REDACTED] said their dog usually sleeps on the bed with his wife during the nighttime hours. As such, [REDACTED] said the downstairs, ground-level, doors and windows are normally closed and locked in the overnight hours. Although it is an old house, [REDACTED] told Investigators that all the windows and doors on the ground-level were working properly, which led him to believe the suspect had somehow forced his way into the house.

[REDACTED] said about six years ago, his house was burglarized and his daughter's laptop computer was stolen. [REDACTED] told Investigators he does not own or keep any firearms in the house or his office (converted garage). And other than the one break-in years ago, [REDACTED] said he and family "feel very safe." [REDACTED] said that he has rented the house for more than six years and he pays a monthly rent of \$1,550.00.

████ said once again that he was asleep in his office in the detached garage during his wife and daughter's ordeal. He did not witness, nor hear the events that unfolded inside the main residence, which included the suspect's actions that led to the officer involved shooting.

The interview was concluded.

INTERVIEW WITH POLICE OFFICER ██████████

At approximately 1242 hours, Investigators Martindale and Retzlaff interviewed ██████████ from the Monterey Park Police Department. The interview took place in the Captain's office at the Sheriff's Homicide Bureau in Monterey Park. ██████████ was not represented by an attorney. This was a voluntary statement. The interview was recorded in digital audio and copy of the recording will be made a permanent part of this investigative file. The following paragraphs are a brief summary of the interview. The complete 19-minute long interview will be transcribed in its entirety later and made a permanent part of this investigative case file.

████████ is a ten-year veteran of the Monterey Park Police Department. His badge number is █████. He graduated from the Los Angeles County Sheriff's Academy Class #367. █████ was assigned to the EM shift as █████. His shift started at 1745 hours and generally ends at or about 0615 hours. He was working in uniform in a marked black and white radio car. He did not have a partner that morning, ██████████

████████ told investigators that he was monitoring his in-car police scanner radio and listened as police officers from South Pasadena radioed that "they were involved in an officer involved shooting." Shortly thereafter, they (South Pasadena) radioed and were requesting a █████ unit to their location, ██████████. █████ right away radioed his watch commander and was given permission to respond to South Pasadena. When █████ arrived, he saw patrol cars from the Alhambra Police Department staged on the east and west sides of the target house, with their post mounted spotlights lighting up the front of the house.

At this point, █████ did not know that there were South Pasadena officers staged inside the target house. █████ exited his patrol car and was walking toward a large tree on the west side of the house, where he intended to take a position of cover, when he heard a single gunshot. "I could see that he [officer] was directly in front of me, an Alhambra unit fired in a southbound direction. I don't know his name, but immediately he just started staying, 'she pointed something, she pointed something at me,'" ██████████

explained. [REDACTED] told Investigators the Alhambra officer was lying on the ground (prone position) behind a concrete pillar along the target home's front walkway. The officer was armed with an M4 rifle, said [REDACTED]

***Author's note:** For the readers' benefit and for clarity purposes, The M4 carbine is a shorter and lighter variant of the M16A2 assault rifle. The M4 is a 5.56×45mm NATO, air-cooled, direct impingement gas-operated, magazine-fed carbine. It has a 14.5 in (370 mm) barrel and a telescoping stock.*

[REDACTED] looked up toward the target house and saw a young female in a red shirt standing on the second story balcony that faced Huntington Drive, and based on the look on her face, [REDACTED] believed she knew someone had shot at her. He said the young lady then "kind of" knelt down behind the stucco covered wall and pillar support on the balcony. [REDACTED] said he lost sight of the female for about 10-seconds. Then, several police officers were shouting commands at her to stand up with her hand raised. She did like she was asked, said [REDACTED]. At this point, [REDACTED] told Investigators he did not know if she was a suspect or a resident. [REDACTED] would later learn this young lady was the homeowner's daughter, [REDACTED]

[REDACTED] said he and two other Alhambra police officers formulated a plan to rescue the female from the balcony. Together, they secured an extension ladder from a nearby fire truck and carried it back to the house. The ladder was fully extended and leaned up against the half-wall around the second story balcony. This allowed the two female [REDACTED] to safely escape the house, while other police officers inside the house had the barricaded suspect contained inside one of the upstairs bedroom at the back of house. Once the two women had climbed down the ladder, [REDACTED] that her father, [REDACTED] was staying (sleeping) inside the detached garage. Thankfully, [REDACTED] did not suffer any injuries from the gunshot fired in her direction by the Alhambra police officer.

While speaking to [REDACTED] noticed that there several South Pasadena police officers tactically staged inside about the foyer and stairway landing with their guns drawn. [REDACTED] immediately placed [REDACTED] in the hands of the other police officers outside the house. He then made his way inside the house to see if the situated warranted the deployment of his canine partner. [REDACTED] was informed, however, that the suspect was thought to be armed, which meant the dog could not be deployed. At the direction of a South Pasadena patrol sergeant, [REDACTED] then relieved a South Pasadena officer, who he thought was involved in the initial shooting. [REDACTED] said he held his position on the ground floor near the stairway until such time as he was relieved by a member of the Sheriff's Special Weapons Team (SEB).

At the direction of the SEB deputy, [REDACTED] and other officers were directed to standby in the kitchen to act as an arrest team, if necessary. [REDACTED] said it got quiet inside the house, as he the other officers listened intently for any subtle footsteps or movement from the suspect, who was barricaded inside an upstairs bedroom. Soon thereafter, [REDACTED] said he heard a "male moaning" and asking for help. The man (suspect) yelled out that he was not armed, and in a confused or inconsequential way, he rambled on about that this was a misunderstanding, and he did not know how he got here.

At the direction of the SEB deputy, the suspect emerged from the bedroom, stood on the second floor stairway landing with his hands raised, and said, "I thinking I'm shot." The suspect was then told to remove his shirt, which he did, said [REDACTED] [REDACTED] a said the suspect was bleeding from one of his shoulders. The suspect then walked down the stairs and was taken into custody with incident. Immediate medical aid was rendered by the SEB deputy, [REDACTED] [REDACTED] and the South Pasadena officers continued to hold the stairway until other SEB deputies arrived and cleared the house.

[REDACTED] told Investigators that he did not use any force during this incident, nor was he present when the initial officer involved shooting occurred. And other than the unidentified male Alhambra police officer, who in his presence, fired one round from his M4 rifle toward the second story balcony that overlooked Huntington Drive, [REDACTED] said he did not witness any other police officer use force.

The interview was concluded.

CONTINUING INVESTIGATION

In the late afternoon hours on October 9, 2016, Lead Investigator Sergeant Tim Cain told Investigator Martindale that the suspect told him that hours before his arrest, he and some friends were drinking together at a nightclub called the "Barkley Restaurant & Bar," which is located at 1400 Huntington Drive, in the city of South Pasadena. Suspect Dutchman told Cain that he arrived at the nightclub on October 8, at 11 pm, and stayed until closing time. He also said that he closed out his tab twice, first at 1 am, and then again at 1:30 am. Both times he used a debit card.

Investigator Cain directed Investigator Martindale to contact the establishment to verify the suspect's statement, and obtain any video footage, if available. At approximately 1600 hours, Investigator Martindale spoke by phone with [REDACTED] the manager of the Barkley Restaurant and bar, and explained the nature of the investigation that was underway. [REDACTED], who was not working this day, agreed to fully cooperate and provide any video footage and sales receipts/tickets showing an itemized list of drinks purchased by Dutchman or others in his party.

OCTOBER 22, 2016

016-00116-3199-055

Investigator Martindale arranged to meet with [REDACTED] at the restaurant the following day, October 10, at 11 am. In the meantime, however, Investigator Martindale emailed [REDACTED] a colored booking photograph of Suspect Dutchman in the hopes that he or his staff recognize this person by putting a name to the face in the photograph.

On October 10, at approximately 1000 hours, [REDACTED] phoned Investigator Martindale and said that he arrived early for work to download the security video ahead of your prearranged meeting, but unfortunately, he discovered that the digital video recorder (DVR) was not working properly, and it likely had stopped recording weeks ago. Nevertheless, [REDACTED] confirmed for Investigator Martindale that Dutchman did patronize the bar on October 8. He said Dutchman was drinking with a regular patron by the name of [REDACTED] and some other "characters." Dutchman was served by a waitress by the name of [REDACTED] and Dutchman bought rounds (drinks) for the group, said [REDACTED].

[REDACTED] continued and said Dutchman was with a party of four to five people, and they ordered, one "Victoria" beer, three "IPA Hop Nosh" beers, one "Bloody Mary," two "Bombay Martinis," and one "Mai Tai." Then, [REDACTED] and Dutchman walked up to the bar together and ordered four "Titos Vodka Grey Hounds." At about 2 am on October 9, [REDACTED] said he and the waitresses were "pulling drinks" (cleaning up), when Dutchman grabbed [REDACTED] drink and finished the rest of it.

Later that day, [REDACTED] emailed Investigator Martindale a copy of two debit card sales receipts (bar tabs) for Dutchman. The first bar tab (receipt) totaling \$83.50, including tip, was closed out on October 9 at 01:07:04. The second bar tab (receipt) totaling \$40.00, including tip, was closed out on October 9 at 01:45:20. A copy of the sales receipts will be made a permanent part of this investigative case file.

This case remains active with further supplemental reports to follow.

BY: SERGEANT ROBERT MARTINDALE, #283128

DEPUTY DAWN RETZLAFF, #263105

APPROVED BY: A/LIEUTENANT WILLIAM COTTER, #218494

HOMICIDE BUREAU - DETECTIVE DIVISION



THE BARKLEY
1400 HUNTINGTON DR
SOUTH PASADENA, CA 91030

10/09/2016

01:07:04

MID: XXXXXXXXXXXX105

TID: XXXXX058

DEBIT CARD

DEBIT SALE

Card = Token XXXXXXXXXXXX4817
Network: VISA
Chip Card: US DEBIT
AID: A0000000980840
ATC: 002F
TC: D910E2BFE863D01A
SEQ #: 23
Batch #: 218
INVOICE 23
Approval Code: 040704
Entry Method: Chip Read
Mode: Issuer - PIN Bypassed

PRE-TIP AMT \$63.50

TIP 20.00

TOTAL AMOUNT 83.50

Gratuity Guidelines

15% = \$9.52 18% = \$11.43

20% = \$12.70

I agree to pay above total amount
according to card issuer agreement.
(Merchant agreement if Credit Voucher)

Schedel

MERCHANT COPY

THE BARKLEY
1400 HUNTINGTON DR
SOUTH PASADENA, CA 91030

10/09/2016

01:45:20

MID: XXXXXXXXXXXX105

TID: XXXX058

DEBIT CARD

DEBIT SALE

Card = Token XXXXXXXXXXXX4617
Network: VISA
Chip Card: US DEBIT
AID: A0000000980840
ATC: 0030
TC: D14C7PBF654A3A02
SEQ #: 27
Batch #: 218
INVOICE 27
Approval Code: 004504
Entry Method: Chip Read
Mode: Issuer - PIN Bypassed

PRE-TIP AMT \$30.00

TIP 10.00

TOTAL AMOUNT 40.00

Gratuity Guidelines

15% = \$4.50 18% = \$5.40

20% = \$6.00

I agree to pay above total amount
according to card issuer agreement.
(Merchant agreement if Credit Voucher)

Schedel

MERCHANT COPY

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: OCTOBER 31, 2016

FILE NO.: 016-00116-3199-055

C: BURGLARY – 459 PC; FALSE
IMPRISONMENT – 236 PC; FELONY
VANDALISM – 594(B)(1) PC; OFFICER
INVOLVED SHOOTING – SUSPECT
INJURED

ACTION: ACTIVE / ADDITIONAL
INFORMATION / INTERVIEWS
CONDUCTED

SOUTH PASADENA POLICE FILE #16-2113
ALHAMBRA POLICE FILE #16-6745

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)

[REDACTED]

D: OCTOBER 9, 2016 (SUN) AT 0431 HOURS

L:

[REDACTED]

VICTIMS:

[REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA POLICE; #210

[REDACTED]

EVIDENCE HELD:

TCR-1: One .40 caliber cartridge, headstamped "WIN 40 S&W," removed from the chamber of TCR-3. Temporarily held and booked into the Los Angeles County Sheriff's Crime Lab (Lab Receipt #K776347).

TCR-2: Glock magazine, containing fifteen .40 caliber cartridges, each headstamped "WIN 40 S&W," removed from the magazine well of TCR-3. Temporarily held and booked into the Los Angeles County Sheriff's Crime Lab (Lab Receipt #K776347).

- TCR-3:** South Pasadena Police Officer Zamora's service weapon: Glock, Model 22, .40 caliber, semi-automatic pistol, bearing serial number #GGE774. One live .40 caliber cartridge was removed from the chamber (TCR-1). The weapon also contained one Glock magazine containing fifteen .40 caliber cartridges (TCR-2), which was removed from the magazine well. A Streamlight tactical light was mounted on the frame, forward of the trigger guard, bearing serial number #200381-1215. Temporarily held and booked into the Los Angeles County Sheriff's Crime Lab for routine examination and function testing (Lab Receipt #K776347).
- TCR-4:** Glock magazine, containing eight .40 caliber cartridges, each headstamped "WIN 40 S&W," removed from the lower magazine pouch, which was attached to the front of Officer Zamora's Sam Browne gun belt. Temporarily held and booked into the Los Angeles County Sheriff's Crime Lab (Lab Receipt #K776347).
- TCR-5:** Glock magazine, containing fifteen .40 caliber cartridges, each headstamped "WIN 40 S&W," removed from the upper magazine pouch, which was attached to the front of Officer Zamora's Sam Browne gun belt. Temporarily held and booked into the Los Angeles County Sheriff's Crime Lab (Lab Receipt #K776347).
- NSB-1:** [REDACTED] weapon, Ameetec Arms, Model WM-15, 5.56X45mm caliber semi-automatic rifle, bearing serial number #AM003175. The rifle contained one magazine containing twenty-eight 5.56X45mm cartridges.
- NOTE:** *The initials "TCR" denotes Los Angeles County Sheriff's Forensic Identification Specialist, Teresa Romo. The initials "NSB" denotes Los Angeles County Sheriff's Forensic Identification Specialist, Nakia Berry.*

On Sunday, October 9, 2016, at approximately 0709 hours, Homicide Investigators **Sergeant Timothy Cain** and **Deputy Dean Camarillo** (herein referred to as "Investigators") were detailed to the command post established in the "Big Lots" parking lot located at 1401 Huntington Drive, South Pasadena, to investigate an officer involved shooting. Preliminary information indicated an officer from the South Pasadena Police Department and an officer from the Alhambra Police Department were involved in a shooting at [REDACTED].

Investigators arrived at the command post at approximately 0840 hours. Investigators Cain and Camarillo were assigned as the lead investigators; they were assisted by Homicide Sergeants Howard Cooper and Robert Martindale and Homicide Investigators Dameron Peyton, Margarita Barron, Dawn Retzlaff, and Gail Durham. Homicide Investigators were assisted and supervised by Homicide Lieutenant John Corina.

At approximately 0900 hours, South Pasadena Police Corporal Mike Sanchez #195, provided Investigators with a fragmentary briefing and said, in part, at approximately 0426 hours, officers from the South Pasadena Police Department received a call of a burglary in progress at [REDACTED], Patrick Zamora #210, [REDACTED] responded to the location and positioned themselves in front of the location. South Pasadena [REDACTED] arrived shortly thereafter and took a position to the rear of the location.

Responding officers were advised via South Pasadena Dispatch that the informant, [REDACTED] e, was inside an upstairs bathroom with her twenty-two year old daughter, [REDACTED]. Officers were also advised the suspect was inside the residence.

Officers entered the location via the front door, which was locked but not secured. Upon entering the location, Officer Zamora confronted the suspect in the stairwell, at which time an officer involved shooting occurred.

The suspect barricaded himself inside a bedroom. Assistance was requested from neighboring police agencies. Officers from the San Marino, Alhambra, Monterey Park, and San Gabriel Police Departments responded to the location.

While officers from the aforementioned police agencies were coordinating a rescue operation for the occupants inside the residence, Alhambra Police [REDACTED] discharged his weapon, which was described as a long rifle (NSB-1).

[REDACTED] were ultimately rescued from the residence. Members of the Los Angeles County Sheriff's Department Special Enforcement Bureau (SEB) arrived at the location and took the suspect into custody without incident. The suspect was identified as John Dutchman, male White, DOB 03-20-68. SEB deputies proceeded to medically treat Suspect Dutchman for an apparent gunshot wound to the right bicep.

South Pasadena Fire Department #81 responded to the location and provided additional treatment for the suspect's injuries. Suspect Dutchman was transported to Huntington Memorial Hospital for further treatment.

Investigators were advised South Pasadena **Detective Avick Manukian** was going to be the lead investigator in regards to the criminal investigation relating to Suspect Dutchman's actions inside the residence. The aforementioned Homicide Investigators would investigate the actions and observations surrounding the officer involved shootings.

At approximately 0950 hours, Corporal Sanchez provided investigators from Homicide Bureau an escorted walk-through of the location, [REDACTED].

Investigators returned to the command post and met with **Senior Investigator Ray Barrera** from the Los Angeles County District Attorney's Office. Additionally, Forensic Identification Specialist (FIS) **Jackie Thompson** arrived at the command post to assist Investigators with the processing of the crime scene. **FIS Nakia Berry** and **FIS Teresa Romo** were subsequently summoned to the scene at the request of Investigators Cain and Camarillo. The actions and observations of the Forensic Identification Specialists will be documented in separate supplemental reports. Once completed, the reports will become a permanent part of the investigative case file.

Sergeant Cooper and **Investigator Durham** were assigned to process the crime scene located at [REDACTED]. **Sergeant Martindale** and Investigators **Peyton**, **Barron**, and **Retzlaff** were assigned to assist with the witness interviews. Their actions and observations will be documented in separate supplemental reports, which will become a permanent part of this investigative case file.

At approximately 1055 hours, **Sergeant Cain** and **Detective Camarillo** (Investigators) arrived at the South Pasadena Police Station to conduct interviews with involved officers and Suspect Dutchman.

On October 9, 2016 at approximately 1157 hours, Investigators interviewed South Pasadena Police Officer **Patrick Zamora** #210. The interview was conducted inside the office of the South Pasadena Detective Bureau. Officer Zamora was represented by Attorney [REDACTED].

Investigators, as well as Attorney [REDACTED] recorded the interview in digital audio. A copy of the recording will be made a permanent part of this investigative case file. The interview will be transcribed in its entirety and made a permanent part of this investigative case file. The following is a brief summary of the interview:

Officer Zamora attended the Ben Clark Training Center in Riverside California; he graduated Academy Class #166 in January 2006. Officer Zamora was employed by the Westmorland City Police Department from July 2006 to November 2007. He lateralled

to the Imperial County Sheriff's Department, where he worked from 2007 to 2016. In May of 2016, Officer Zamora lateralled to the South Pasadena Police Department, where, at the time of this incident, he was assigned to patrol.

On October 9, 2016, Officer Zamora was assigned Unit #210 from 1800 hours to 0600 hours.

Investigators' note: The call letters (assigned unit identifier) for South Pasadena Police patrol personnel correspond to their respective employee numbers.

At the time of the interview, Officer Zamora had been on duty for approximately eighteen hours. Officer Zamora consulted with his counsel and requested to reschedule the interview. Investigators honored the request to reschedule; however, Investigators requested that they inspect Officer Zamora's duty weapon. Officer Zamora's duty weapon was a Glock 22, .40 caliber, semi-automatic handgun (TCR-3). The firearm was equipped with a Streamlight tactical light, which was mounted forward of the trigger guard.

Officer Zamora told Investigators that at the start of his shift, his firearm was loaded to capacity, which included one live round in the chamber. He believed the magazine's capacity was twelve rounds. Officer Zamora stated he conducted a tactical reload after he discharged his weapon. The tactical reload consisted of removing the magazine from the magazine well of his duty weapon, retrieving a fully loaded magazine from a magazine pouch that was attached to his Sam Browne gun belt, and inserting the magazine into the magazine well. After the reload, Officer Zamora placed the magazine, which was in his duty weapon at the time of the shooting, inside a magazine pouch on his Sam Browne.

Prior to unloading the firearm in front of Investigators, Officer Zamora was asked how many rounds he believed he fired. Officer Zamora believed he fired seven rounds. Officer Zamora removed his firearm (TCR-3) from the holster, which was located on the left side of his Sam Browne. He locked the weapon's slide to the rear, at which time a .40 caliber cartridge ejected from the chamber (TCR-1).

Officer Zamora removed the magazine from the well (TCR-2) and provided it to FIS Romo. FIS Romo removed the remaining cartridges from the magazine. Investigators noted that the magazine contained fifteen .40 caliber cartridges. Investigators inspected the magazine and confirmed it was a fifteen round capacity magazine with the Glock insignia on the bottom.

Officer Zamora removed the magazine (TCR-4) from the lower magazine pouch (Officer Zamora's dual magazine pouch was attached to the front of his Sam Browne in a horizontal position) and handed it to FIS Romo. This magazine was identified as the

magazine that was inside in Officer Zamora's duty weapon at the time he discharged his weapon. FIS Romo removed the cartridges from the magazine. The magazine was loaded with eight .40 caliber cartridges. The magazine contained the Glock insignia on the bottom.

Investigators' note: The eight cartridges that remained in the magazine, coupled with the seven rounds Officer Zamora believed he fired, was consistent with the weapon's capacity of fifteen.

Officer Zamora removed the magazine (TCR-5) from the upper magazine pouch and handed it to FIS Romo. FIS Romo removed the cartridges from the magazine. The magazine was loaded with fifteen .40 caliber cartridges. The magazine contained the Glock insignia on the bottom.

Investigators submitted Officer Zamora's firearm (TCR-3) and [REDACTED]'s firearm/rifle (NSB-1) for test firing examination. The generated test fire was assigned **Laboratory Receipt #K776349**. Firearm examiner, **Deputy John Vanderschaaf**, #279908, examined, test fired, and determined Officer Zamora's duty weapon and [REDACTED]' duty weapon to be functional.

Investigators documented Officer Zamora's uniform and police equipment. He was wearing a short sleeve navy blue uniform shirt with navy blue pants and black boots. The uniform shirt had a shield style South Pasadena Police badge with a black memorial band; the badge was over the left breast pocket and a nameplate was over the right breast pocket. There were South Pasadena Police 2016 patches prominently displayed on the shoulder areas of each sleeve. The patches were Breast Cancer Awareness commemorative patches. Officer Zamora was wearing a bullet proof vest.

Officer Zamora was wearing a black leather Sam Browne gun belt. He had numerous items of police equipment on his gun belt. On the left side of his gun belt he had a key holder, mini flashlight, gun holster, and pepper spray. Over his left rear pant pocket he had a handcuff case. Over his right rear pant pocket he had another handcuff case, handheld police radio, and a flashlight. Over the right hip area he had a Taser and on the front right side of his gun belt he had two magazine pouches in a horizontal position. Officer Zamora was not carrying a backup weapon at the time of this incident.

Digital photographs were taken of Officer Zamora in his uniform. These photographs will become a permanent part of this investigative case file.

The interview was concluded.

On 10-09-16 at approximately 1240 hours, Investigators met with [REDACTED] from the San Marino Police Department. [REDACTED] said he had

been a sworn member of the San Marino Police Department since 2002. The interview took place in an interview room at the South Pasadena Police Department.

██████████ said he started his shift as the field sergeant (1-Sam) at 1900 hours, on 10-08-16. He was scheduled to work a twelve hour and twenty minute shift. At a time ██████████ estimated to be around 0430 hours, he was instructed to monitor the South Pasadena frequency regarding a "shots fired by officers" situation in the city of South Pasadena.

██████████ said he instructed his two field units to start driving west, towards the city of South Pasadena. He requested additional information via his department's dispatcher and was provided an address of ██████████.

██████████ said when he arrived in the area of ██████████ Avenue, he observed an Alhambra Police unit. He was able to pull alongside of the Alhambra unit and have a brief conversation with the officer. Initially, the officer did not know of the incident, but as they were talking ██████████ heard transmission coming from the officer's radio and surmised that it was involved the South Pasadena incident.

██████████ said he and the Alhambra officer drove alongside each other until they reached Fremont Avenue, at which time the Alhambra officer stopped to speak with a security guard who was near the Kentucky Fried Chicken, located on the northwest corner of Huntington Drive and Fremont Avenue. From that location, ██████████ said he was able to hear a female screaming south of his location. He did not know what dialogue had taken place between the Alhambra officer and the security guard.

██████████ said he continued west on Huntington Drive and observed radio cars parked facing east along the south curb. He estimated he parked in the proximity of ██████████. He approached the location from the east. When he arrived in front of the location, he observed ██████████, standing in the location's threshold. He also observed ██████████ inside of the location.

██████████ advised ██████████ they had a "hot prowl" call, that two shots had been fired (██████████ assumed it was by officers), and at that time it was unknown if the suspect was hit. ██████████ further advised him that the victims and the suspect were upstairs.

██████████ said he advised ██████████ that they needed to orchestrate a plan in order to get the victims down. He requested the Fire Department to stage at Huntington Drive and Fair Oak Avenue. ██████████ said when he was coordinating with his units to get a ladder from the Fire Department, he observed several

Alhambra Police officers arrive and approach the property. He recognized [REDACTED], who was carrying a rifle, and [REDACTED]

[REDACTED] said he heard a female voice, which was coming from above him, yelling something to the effect of, "Help!" He heard officers yelling commands. He also heard a shot fired. Later in the interview, he said the officers' commands were something to the effect of, "Let me see your hands!"

[REDACTED] thought he was getting "ambushed" and dove into nearby shrubs. Over his radio, he put out that shots had been fired. [REDACTED] heard an Alhambra officer ask who shot, at which time [REDACTED] said he had. [REDACTED] estimated that officers from Alhambra Police Department were at the location for about two minutes when the round was discharged.

[REDACTED], knowing that a command post had to be established; returned to his vehicle, moved his vehicle, and relocated his vehicle to a location where he could safely establish a command post.

[REDACTED] was wearing a modified uniform: a polo shirt with patches and sergeant chevrons, an outer tactical vest, and tactical pants. He was photographed as he appeared at the time of the incident.

In addition, [REDACTED] was wearing an audio recorder, which was synced to his vehicle's dash camera. It should be noted this is different than a "body camera," as it was audio only; the visual portion of the device is affixed to the vehicle. The audio portion was running throughout this event.

[REDACTED] had nothing further to add and the interview with him was terminated.

On 10-9-16 at 1345 hours, Investigators met with [REDACTED] This interview took place in an interview room at the South Pasadena Police Department. Also present was [REDACTED] the South Pasadena Police Department.

[REDACTED] had been in law enforcement since January of 2005. He started the Rio Hondo Police Academy, Extended Class 3, in January 2005. He graduated in November of 2005. At some point in the academy, he was allowed to become a reserve officer for the South Pasadena Police Department. After he completed his academy studies, he became a fulltime officer in December of 2005. He promoted to sergeant in August of 2015.

[REDACTED] said he started his shift on 10-08-16 at 1800 hours; his shift was scheduled to end at 0600 hours on 10-09-16. He was assigned as the watch commander [REDACTED] which included both field and desk responsibilities. He was

responsible for the supervision of three one-man units working patrol in the city of South Pasadena during the shift.

██████████ said that at approximately 0430 hours, he responded from the South Pasadena Police Station to a burglary in progress call at the location ██████████). The call stated the suspect was possibly still inside the location, along with the residents. ██████████, had the handle and that he (██████████) assisted with the coordination. ██████████ further explained that ██████████, took a position to the rear of the location, while he ██████████, and Officer Patrick Zamora (Unit #210) went to the front of the duplex.

██████████ said when they approached the house, they heard a female screaming from the second floor. The woman, who sounded middle-aged with a slight Asian accent, was screaming something to the effect of, "Take my wallet! Don't hurt me!" ██████████ said it "sounded like she was being harmed," since the "pitch" in her voice escalated. Based on this, ██████████ said they made the decision to make entry via the front door. ██████████ checked the front door and found it ajar. Officer Zamora entered the house first, followed by ██████████ and finally by ██████████

Once inside, the officers could still hear undecipherable screaming. Officer Zamora immediately went to the base of the stairs. Before ██████████ had an opportunity to clear the downstairs, he heard five to six shots fired. ██████████ estimated eight to ten seconds passed from the time they entered the house to the time the shooting occurred. ██████████ said he did not hear anything said by his officers or anyone else in the house prior to hearing the rounds fired.

In response to the shooting, ██████████ went to the floor. He made his way to the location's kitchen, which was on the south side of the duplex, and determined that the kitchen was clear.

██████████, along with his officers, remained inside. Officer Zamora remained posted at the stairs, while ██████████ a position at the location's front door. ██████████ recalled a dim light in the living room, but he did not recall if Officer Zamora had illuminated the staircase.

██████████ asked his officers who fired; Officer Zamora responded that he had. ██████████ asked Officer Zamora if he had been struck (referring to being shot). Officer Zamora responded back, "No, I don't believe so." Officer Zamora told him as he went up the stairs, the suspect pointed something at him. Officer Zamora said the suspect had something in his hand (unknown which hand). ██████████ instructed Officer Zamora to do a tactical reload of his weapon.

██████████ said he put out a broadcast that there had been shots fired at the location. He also requested officers from San Marino and Alhambra Police Departments, a ██████ unit, and an aero unit to respond. ██████████ said he could still hear a female screaming, as well as someone running back and forth (the length of the house runs in a north and south direction).

Officers from the San Marino and Alhambra Police Departments arrived, ██████████ recalled hearing commands to the effect of, "Show me your hands!" These commands were coming from the front of the location.

From officers outside the location, ██████████ knew the victims were on the second floor and in view from a second floor window, but he did not know the specific room in which they were located. ██████████ did not think his desk was in communication with the victims at that point.

██████████ said after a ladder was requested, he heard at least one shot. He did not know who fired the round. He thought he heard the round after the verbal commands, which he heard coming from the front of the location, were given.

██████████ said he and Officers Zamora and ██████████ remained inside the residence until the victims were extracted by the use of the ladder. He did not know what opening the victims used to exit the house. After the victims were extracted from the home, ██████████ did not hear any movement coming from upstairs.

Once the victims were out of the location, ██████████ was relieved from his interior position by an officer from an outside agency, so he (██████████) could respond to the command post. ██████████ was not present in the residence when the suspect was removed.

██████████ said there was no dialogue with the suspect during the incident. Officer Zamora yelled for the suspect to show himself, but he did not.

██████████ had nothing further to add. He was photographed in uniform as he appeared at the time of the incident. The interview was terminated at 1416 hours.

On October 9, 2016 at approximately 1438 hours, Investigators interviewed South Pasadena Police ██████████. The interview was conducted inside an interview room at the South Pasadena Police Station. ██████████ waived his right to have counsel present. Sergeant Robert Bartl of the South Pasadena Police Department's Office of Professional Standards/Internal Affairs was present during the interview.

Investigators digitally recorded the interview. A copy of the recording, as well as a transcript of the interview, will be made a permanent part of this investigative case file. The following is a brief summary of the interview:

██████████ had been employed by the South Pasadena Police Department since November 30, 2015. ██████████ attended the Los Angeles County Sheriff's Academy, Class #412, and graduated in May 2016. At the time of the interview, ██████████ was assigned to patrol at the South Pasadena Police Department.

On October 9, 2016, ██████████ was assigned Unit ██████████ his shift ran from 2400 hours to 0600 hours. At approximately 0430 hours, ██████████ was advised of a burglary in progress at ██████████ ██████████ was the first unit on scene. He positioned his patrol vehicle a few houses east of the location. ██████████ arrived on scene seconds later. As he approached the location, ██████████ heard someone talking and a woman screaming.

South Pasadena Police Dispatch advised the suspect was downstairs. The dispatcher stated the suspect was described as a male Hispanic, 30-35 years of age, wearing a yellow shirt and dark shorts.

██████████ and ██████████ approached the front door, at which time Officer Zamora arrived. As they stood near the front door, they were advised the suspect was making his way upstairs. Simultaneously, ██████████ continued to hear a woman screaming from within the residence. ██████████ described the screams as if someone was being beaten and/or killed. ██████████, Officer Zamora, and ██████████ entered the location in efforts of preventing harm and/or death of the residents.

Investigators' note: The South Pasadena Police Department had only four units (three patrol officers and a sergeant) on duty at the time of this incident. All units responded to the location and were present when the officers made the decision to enter the residence.

██████████ observed the front door was shut. He touched the door knob and noted it was locked. Before they attempted to kick the front door open, ██████████ pushed on the door with his hand, at which time the door swung open. Officer Zamora immediately entered the residence, followed by ██████████ Officer Zamora positioned himself at the base of the stairs. ██████████ stood directly behind Officer Zamora, while ██████████ walked toward the kitchen area. ██████████ continued to hear a woman screaming upstairs.

██████████ stated the interior of the house was completely dark. ██████████ recalled receiving information that the mother was holding the bathroom door closed and that the suspect was trying to gain entry into the bathroom.

Within seconds, after taking a position at the base of the stairwell, Officer Zamora illuminated the stairwell, at which time ██████████ heard gunshots. Initially, ██████████ did not know the source of the gunshots. Simultaneously, Officer Zamora discharged his firearm. After firing his weapon, Officer Zamora fell back onto ██████████. Both officers fell to the ground.

██████████ did not know if the suspect had fired at them and Officer Zamora returned fire. ██████████ was then informed they were not getting shot at. Officer Zamora told ██████████ that he saw a figure at the top of the stairwell, that somebody "peeked" over the stairwell and pointed something at him, causing him to discharge his firearm. Officer Zamora described the figure as a male with a moustache and short hair.

Officers Zamora and ██████████ stood to their feet and positioned themselves behind cover at the base of the stairwell. ██████████ continued to hear a female screaming from upstairs. Officer Zamora called out to the suspect; the suspect did not respond. ██████████ heard footsteps and someone running the length of the house, toward the south portion of the house.

██████████ stepped outside and observed a female, who was screaming for help, lean over the balcony. ██████████ also heard the sound of glass breaking upstairs. It should be noted that location, which is the eastern half of a symmetrical duplex, had a door that led to a balcony area. The roof of the house served as the floor of the balcony. The female climbed out of the bathroom window and onto the balcony/rooftop.

██████████ observed police officers from the Alhambra and San Marino Police Departments standing in the front yard of the residence. ██████████ advised them there was a female on the second floor that needed to be rescued. ██████████ also advised his dispatcher of their intent to rescue a female from the second floor.

██████████ instructed the female to climb down and into his arms; the female refused. Unbeknownst to ██████████, the female was partially blind. At this time, officers requested a ladder from the fire department, who were staged nearby. ██████████ stated he and several other assisting officers developed a plan to rescue the residents with the use of a ladder from the second floor.

Before the female could be rescued, ██████████ heard a single gunshot coming from the front yard area. ██████████ identified the gunshot as being fired from a rifle. ██████████ initially thought he was being ambushed from the balcony (rooftop) and ran inside the residence.

██████████ observed a sergeant from the San Marino Police Department (identified as ██████████) dive into bushes near the front door of the residence. ██████████ heard, "Let me see your hands! Let me see your hands!" ██████████ did not recall if the commands were announced prior to or after the single gunshot was fired. ██████████ was later informed that the gunshot came from a police officer, not the suspect.

The occupants were ultimately rescued from the residence. ██████████ remained inside the residence until members of the Los Angeles County Sheriff's Department's Special Enforcement Bureau (SEB) arrived and assumed control of the situation.

██████████ stated the SEB deputies called out to the suspect. ██████████ heard the suspect say he was unarmed and not a threat. The suspect followed the SEB deputies' instructions and walked down the stairs with his hands up. The suspect was taken into custody without incident. ██████████ observed the SEB deputies medically treat the suspect before paramedics arrived.

██████████ stated that he, nor any other officers in his presence, deployed "less than lethal weapons." ██████████ did not discharge his duty weapon during the incident. ██████████ was not wearing a bodycam or any other recording devices during the incident.

The interview was concluded.

On October 9, 2016 at 1518 hours, Investigators interviewed South Pasadena Police ██████████. The interview was conducted inside an interview room at the South Pasadena Police Station. ██████████ waived his right to have counsel present. **Sergeant Robert Bartl** of the South Pasadena Police Department's Office of Professional Standards/Internal Affairs, was present during the interview.

Investigators recorded the interview in digital audio. A copy of the recording and transcript will be made a permanent part of this investigative case file. The following is a brief summary of the interview:

Prior to his service at the South Pasadena Police Department, ██████████ was employed by the Arcadia Police Department. He attended the San Bernardino Sheriff's Academy and graduated from Class #198 in June of 2014. ██████████ began his patrol assignment with the Arcadia Police Department in June of 2014 and resigned four months later. In January 2016, ██████████ joined the South Pasadena Police Department where he is assigned to work patrol.

On October 9, 2016, [REDACTED] was assigned Unit [REDACTED]. His shift ran from 2400 hours to 0600 hours. [REDACTED] worked half of a twelve hour shift (six hours) as backfill.

At approximately 0430 hours, [REDACTED] heard a burglary in progress call dispatched [REDACTED] [REDACTED] responded to the location from the South Pasadena Police Station.

[REDACTED] arrived on scene and noted three units on scene in the front of the residence. [REDACTED] assigned himself to cover the rear of the location and positioned himself in the rear alley. [REDACTED] heard a woman screaming. The screams sounded as if the person was in distress and/or if someone was assaulting the person screaming.

[REDACTED] heard [REDACTED] broadcast over the radio that they ([REDACTED], Officer Zamora, and [REDACTED] were making entry into the residence. Shortly thereafter, [REDACTED] heard [REDACTED] broadcast that shots had been fired inside the residence. [REDACTED] did not hear the gunshots from his position. Due to the fact South Pasadena Police only had four units in-service at the time of the shooting, assistance was requested from neighboring agencies. [REDACTED] maintained his position in the rear alley.

Assisting units arrived on scene. A short time later, [REDACTED] heard a single gunshot. Over the radio, he advised that shots had been fired from the front of the location. [REDACTED] broadcasted that it was unknown if the gunfire was from the suspect or the officers. From [REDACTED] position, he could not hear any commands or communication from the officers who were in the front of the residence.

[REDACTED] was ultimately joined in the rear by officers from the Alhambra Police Department. They held their positions until the suspect was taken into custody and the scene was declared safe.

[REDACTED] did not discharge his firearm during the incident. Investigators noted [REDACTED] was wearing a bodycam attached to his uniform. [REDACTED] stated the battery had died prior to the incident and the bodycam was not recording. After the interview was concluded, Sergeant Bartl examined the bodycam and confirmed the bodycam was not recording at any time during the incident. [REDACTED] did not possess any other recording devices.

The interview was concluded.

On October 9, 2016 at approximately 1600 hours, Investigators met with **Suspect John Dutchman** in an interview room at the South Pasadena Police Department. Present

during the interview were **Sergeant Robert Bartl** and **Detective Avick Manukian** from the South Pasadena Police Department. Suspect Dutchman was advised of his Constitutional rights. He said he understood his rights and wanted to discuss the case without an attorney present.

Dutchman said his memory of the previous night and into the initial early morning hours was fine until the time he closed out his bar tab around 0130 to 0145 hours. His next memory was about four hours later, which was around ten minutes before descending the stairs at the location. Dutchman explained that he had been drinking at the Barkley Restaurant and Bar, which was located a short distance from the location at 1400 Huntington Drive, South Pasadena.

It should be noted the interview jumped from topic to topic. The following is somewhat of a chronological order of events that Investigators were able to learn from their interview with Suspect Dutchman:

Dutchman said he arrived in the Los Angeles area around Wednesday, October 5, 2016, after leaving his wife, [REDACTED], in North Carolina. Dutchman went on to explain that he and his wife had been married for approximately five years, but most of that time his wife lived in her native country of Korea, while he lived in the United States, mostly in Arizona.

Approximately three weeks before this incident, his wife and her two children, after being granted their "Green Cards," met him in North Carolina, where they started to live together. After approximately three weeks of cohabitation, Dutchman left his wife and came to California to meet up with fellow Gulf War veteran, a "buddy" from the Army, [REDACTED]. He stayed with [REDACTED].

Suspect Dutchman said on Saturday, October 8, 2016, he had a case of wine delivered. He and [REDACTED] went to [REDACTED] house in Highland Park, where they finished six bottles of wine with everyone at [REDACTED] house. Suspect Dutchman estimated he finished a bottle and a half of wine by himself. In addition to the wine, Suspect Dutchman said he consumed two bottles of Indian Pale Ale Beer and took three "hits" of marijuana while at [REDACTED] house. Besides [REDACTED] also present at Victor's house were [REDACTED] parents, an individual named [REDACTED] (NFD), and a female named [REDACTED] (NFD). He did not provide ages for these individuals, but said he had known [REDACTED] for approximately twenty-five years. [REDACTED] were friends of [REDACTED].

Investigators' note: It should be noted that [REDACTED] were identified by Detective Manukian. For additional information, refer to his South Pasadena Police report dated October 12, 2016.

Suspect Dutchman said he, [REDACTED], [REDACTED] driving, left [REDACTED] house and went to "The Barkley." Dutchman said he and his three friends arrived at "The Barkley" around 2300 hours. Suspect Dutchman explained that he was semi familiar with "The Barkley," stating he had been to the restaurant/bar approximately four times over a five year period. He estimated the last time was in June or July of 2015.

Suspect Dutchman said he explained that he had an enjoyable time at "The Barkley." He remembered consuming two more India Pale Ale Beers, two Mai Tais, and two greyhounds. He did not think his drinking was anything out of the ordinary, stating that he felt he could handle his alcohol.

Suspect Dutchman said he was paying the bill for him and his friends to drink. He said he paid his bill twice utilizing his Chase debit card. After he paid the first time, he realized it was still early, thus he continued to order more drinks.

Suspect Dutchman said he has never suffered or had a history of blackouts. He said when he drinks; he passes out, but has never experienced an unaccountable period of time. He said he could go months without drinking and that within the month preceding this event, he had gone over a week without drinking.

Suspect Dutchman said after he paid the bill the second time "everything stops" for him. He had no recollection of leaving "The Barkley." He said the last person he remembered talking to was the bartender. He said his friends remained in the bar; he last saw them when he went to pay the bill.

At some point in the interview, Suspect Dutchman recalled a "wild period," which he compared to a psychedelic acid trip. He admitted to using acid several years prior, but said he had not used acid since. During this "wild period," he recalled being afraid, hearing several gunshots, and being in a lit room with a lot of laundry. He thought it was a dream and that time had "stretched out."

Suspect Dutchman claimed no recollection of walking to the house (referring to the location), entering the house, or pushing on a door. When asked if he recalled hearing women screaming, he responded that during the psychedelic period he recalled hearing females screams, along with what he thought was semi-automatic gunfire. He could not be definitive on the time frame he recalled hearing these things.

Suspect Dutchman did not recall seeing officers, nor did he remember pointing an object at an officer. He does not recall picking up anything. Later in the interview, the suspect was asked if it was possible he armed himself with something. He replied, "Maybe, if I felt threatened."

Suspect Dutchman said he remembered "coming to" and being in a kneeling position. He had a pain in his arm, which he initially thought was a result of sleeping on it. He recalled hearing a discussion that there was a suspect still on the second floor. As he started to become more conscious, he realized he had been shot and the conversation coming from downstairs was about him.

When Suspect Dutchman realized the conversation was about him, he started to communicate with the officers and to cooperate with them. He announced that he was not a threat and that he was going to move. He also told them not to shoot.

Suspect Dutchman said he crawled out of the room that he was in and moved toward the stair's wooden bannister. He recalled being told to take off his solid black t-shirt before descending the stairs and being taken into custody.

Suspect Dutchman said he was in the military, specifically the Army Infantry, from October of 1985 to June of 1988. He reenlisted in August of 1989, and remained in the military until August 1993. He said he saw combat in the Gulf War. He retired at the rank of "specialist" and received an honorable discharge. He said he had not been injured. In 2009, he was examined at the Long Beach Veteran's Hospital. As a result of the examination, he received a 75% disability for Post Traumatic Stress Disorder (70%) and ear tendonitis (5%). At the time of this incident, he was not receiving counseling.

When Suspect Dutchman was asked the broad question as to what his purpose might have been to enter the residence, he replied that maybe he was looking for a place to sleep. He continued by saying that he could not imagine going into a house, since he would probably look for some place outside to sleep.

Suspect Dutchman said he does not carry weapons on his person, including knives or pocket knives.

The interview with Suspect Dutchman was terminated. The above interview was digitally recorded. The interview will be transcribed and made a permanent part of this case file.

On October 14, 2016 at 1026 hours, Investigators met with **Officer Patrick Zamora** from the South Pasadena Police Department. This interview took place at the law offices [REDACTED], in the city of Pasadena. Present with Officer Zamora was his counsel, [REDACTED].

Officer Zamora explained that he started his shift on October 8, 2016 at 1800 hours. Since he generally works a twelve-hour shift, he was scheduled to get off shift at 0600 hours on October 9, 2016. He said he received an appropriate amount of sleep before the start of his shift.

Officer Zamora estimated around 0415 hours (October 9, 2016), he was assigned to assist with a "459 in progress" call at [REDACTED]. The call further stated that his desk (referring to the South Pasadena Police dispatch) was still on the phone with the reporting party and that the suspect was still inside the location. He did not recall his exact location, but he recalled that he responded "Code 3" from the other side of the city. He said he turned off his sirens about a block away from the location. Officer Zamora said he parked approximately two residences east of the location.

Officer Zamora arrived after [REDACTED] who was assigned the call, and [REDACTED], who was the field supervisor. Upon Officer Zamora's arrival, both [REDACTED] and [REDACTED] were already out of their vehicles and approaching the location.

Officer Zamora ran to catch up with [REDACTED]. As he neared the residence, he could hear a high-pitched scream coming from inside the location. When asked to describe the scream, Officer Zamora replied, "It sounded like someone was being killed, murdered, or being hurt." He added, "It sounded as if someone was in dire need of help."

Officer Zamora did not recall how the door of the location was opened. He thought he was the second officer that went in the house. He was in full uniform, which included a gun and a badge.

When they entered the location, Officer Zamora did a quick assessment of the lower floor, to make sure no one was in the living room area. His recollection was that the location was dark. Once inside, the screaming continued. Officer Zamora could now tell the screams were coming from upstairs. He also could hear a pounding sound, as if someone was hitting a wall.

Officer Zamora did not announce his presence; he did not recall if one of his fellow officers did. When asked if there would have been a reason not to make an announcement, he replied he did not want to give a direction as to where he was located.

Officer Zamora said he went toward the stairwell, which was to his right. He stopped at the base of the stairs and waited for his fellow officers to fall in behind him.

Officer Zamora described the staircase as being dark. To his right was a solid wall, which he knew separated that unit from the adjoining unit. To his left was also a solid wall, but approximately midway up the staircase the wall stopped and a railing started. Over the lower portion of the stairs, there was a ceiling above Officer Zamora.

The officers ascended the stairs: Officer Zamora was in front, [REDACTED] second, and [REDACTED] third. Since the stairwell was dark, Officer Zamora activated the light attachment on his duty weapon.

When Officer Zamora reached the approximate fourth step, he observed a male subject to his immediate left and above him. The subject was leaning over the rail; both of his arms were bent at an approximate 45-degree angle. The suspect's hands were together. Based on the above, Officer Zamora believed that the suspect was holding a weapon.

Officer Zamora made eye contact with the male suspect. He saw that the suspect had short hair or a shaved head; he had facial hair; he had a thin face; and that he was either Hispanic or Caucasian, who was in his late 30's or early 40's. Officer Zamora could not provide a clothing description, since his view of the suspect might have been obscured by clothing or some other items hanging over the railing of the stairs.

In response to his perceived threat of the suspect holding a weapon, Officer Zamora turned in the suspect's direction (to his left and upwards) and fired his duty weapon twice. Officer Zamora had his arms extended as he fired. He did not know if he struck the suspect.

After Officer Zamora discharged his weapon, the suspect appeared to lean more in his (Officer Zamora's) direction. Officer Zamora estimated he was on the fourth or fifth step up from the ground floor. Officer Zamora started to move backwards down the stairs. When he stepped backwards, he fell backward. Officer Zamora said he continued to fire in the direction of the suspect. At this point in the altercation, Officer Zamora believed the suspect was firing back at him.

Investigators' note: It should be noted that during Sergeant Cooper and Investigator Durham's crime scene investigation, they observed a hole in the ceiling directly above the approximate third and fourth step of the staircase. The hole had what appeared to be blood and biological material. Suspect Dutchman suffered a through and through wound to his right bicep. In addition, there was what appeared to be an out of place aftershave bottle on the fourth step of the staircase. For further details, refer to Sergeant Cooper and Investigator Durham's supplemental report dated October 9, 2016.

At 1056 hours, Attorney [REDACTED] requested a break, so she could speak with her client, Officer Zamora. Investigators learned that Attorney [REDACTED] had taken her client to a nearby stairwell in her office complex, so she could get a better understanding as to what Officer Zamora was explaining. Attorney [REDACTED] then showed Investigators the stairwell, along with Officer Zamora. Investigators were back on tape at 1104 hours.

Officer Zamora said when he fell backward and landed on his lower back, he felt a pain in in his lower back. When he landed on his back, he recalled looking up the stairs. He was concerned that the suspect would appear. In reaction to this, Officer Zamora rolled to his left and then took a position of cover behind the solid wall. From this position, he was still able to look up the stairs. After Officer Zamora took cover, [REDACTED] instructed him to change out his weapon's magazine, which he did.

After the shooting occurred, [REDACTED] was more toward the middle of the house (downstairs); [REDACTED] covered the backdoor area, while trying to coordinate additional resources; and Officer Zamora continued to cover the stairs. Officer Zamora said the screaming, and what sounded like pounding or someone rolling around on the floor, continued above him (upstairs).

Officer Zamora yelled upstairs and asked where he was (referring to the suspect). A female voice replied something to the effect of he was in her room or getting into her room. Since Officer Zamora had never been to the location before, he was unfamiliar with the location's layout. He said the female voice sounded young to middle-aged, with no discernable accent. At no time did a male subject answer.

Officer Zamora explained at some point he could hear the female voice behind him, as if she made it outside or through a window. It should be noted the location had a balcony that ran along the north side of the location. Officer Zamora could hear the female yelling something to the effect that her mother was holding the door.

Officer Zamora knew that officers from other agencies had arrived and that they were communicating with the victims from outside. At some point, a ladder arrived. He could hear an officer telling the victims they were going to take them down the ladder.

At some point, after the victims had been extracted from the location, Officer Zamora and [REDACTED] were relieved of their positions on the inside of the location, at which time they responded to the nearby command post. As they were getting into [REDACTED] vehicle, Officer Zamora saw two females talking to officers. He assumed they were the victims.

Officer Zamora was asked if he heard additional rounds fired. He responded by saying that somewhere in the middle of the incident, he recalled hearing an additional shot. He did not remember hearing anything said before or after the shot. He said he had [REDACTED] take his position near the stairs, so he (Officer Zamora) could look out the door to make sure they were not in a crossfire situation.

[REDACTED] yelled out and asked who was shooting. He received a response back that they (the victims) were above him. Someone else asked who was shooting, at which time a voice answered that he had. Officer Zamora did not determine who had

fired the shot.

Before concluding the interview, Investigators went back over the positioning of the suspect over the railing, which Officer Zamora said resembled someone taking a position to shoot. Attorney [REDACTED] asked him what was going through his mind when he saw the suspect in that position, to which Officer Zamora replied, "At that point I believed I was being fired upon and I was in fear of my life and the safety of the other two officers that were behind me, as well as the female subjects up above us." Photographs were taken of Officer Zamora demonstrating how the suspect appeared.

Attorney [REDACTED] asked for another break at 1129 hours, just before the interview was about to conclude. During the break, Attorney [REDACTED] made Investigators aware that during the incident Officer Zamora thought he had been shot. Investigators wanted Officer Zamora to explain that on tape and went back on tape at 1130 hours.

Officer Zamora said that during the incident, when he fell after discharging his weapon, he landed and felt a pain go through his body. At that time he thought he had been shot. Officer Zamora said his sergeant asked him if he was ok; he remembered responding back that he thought he had been shot. Officer Zamora asked [REDACTED] to check him. [REDACTED] checked him and advised that he appeared okay. Officer Zamora resumed his position of watching the stairs.

The interview concluded at 1132 hours. The interview will be transcribed and the transcription will become a permanent part of this case file.

This investigation remains active.

SUBMITTED BY: INVESTIGATOR DEAN CAMARILLO #438138
SERGEANT TIMOTHY CAIN #218504

APPROVED BY:
ASSIGNED:


DETECTIVE DIVISION - HOMICIDE BUREAU

11/7/14

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: NOVEMBER 7, 2016

FILE NO.: 016-00116-3199-055

C: BURGLARY – 459 PC; FALSE
IMPRISONMENT – 236 PC; FELONY
VANDALISM – 594(B)(1) PC; OFFICER
INVOLVED SHOOTING – SUSPECT
INJURED

ACTION: ACTIVE / ADDITIONAL
INFORMATION / OFFICER
[REDACTED]

SOUTH PASADENA POLICE FILE #16-2113
ALHAMBRA POLICE FILE #16-6745

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)
MW/DOB 03-20-1968; CII #A08996455
[REDACTED]

D: OCTOBER 9, 2016 (SUN) AT 0431 HOURS

L: [REDACTED]

VICTIMS:

[REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA POLICE; #210
[REDACTED]

The purpose of this supplemental report is to document an interview of [REDACTED]
[REDACTED], which was conducted by Sergeant
Timothy Cain and Detective Dean Camarillo, Sheriff's Homicide Bureau.

On November 7, 2016 at 1109 hours, Sergeant Cain and Detective Camarillo
(Investigators) met with [REDACTED] in a conference room at the Alhambra Police
Department. Present with [REDACTED]. It should be

noted that prior to Investigators meeting with [REDACTED], he was allowed to view the dash camera video and listen to the audio recording associated with the vehicle that he was assigned to on the morning of the incident.

[REDACTED] said on the date of the incident he started his shift the previous day (Saturday, October 8th) at 1530 hours. He and his partner, [REDACTED], were assigned to "Unit 1-Adam-George." Their shift ended at 0330 hours, at which time [REDACTED] went home. [REDACTED] agreed to stay until 0630 hours for three hours of overtime. After his partner went home, [REDACTED] designate became "1-George."

Sometime after his partner left, [REDACTED] recalled responding to the city of South Pasadena to assist the South Pasadena Police Department with a "shots fired" call. [REDACTED] said he was not dispatched directly. He did not recall what information was dispatched as he was responding.

As he was responding, he knew that [REDACTED] was already at the location. [REDACTED] said he asked [REDACTED] questions regarding coordination, such as where he ([REDACTED]) should set up. [REDACTED] said he also communicated with another unit, [REDACTED], who were following him to the location.

After he arrived near the location, and around the time he was exiting his vehicle, [REDACTED] heard [REDACTED] say over the radio something to the effect of, "Active shooter, grab your vests and rifles!" In response to this, [REDACTED] removed his departmental issued M4 rifle from his vehicle. *Refer to the report submitted by Deputy John Vanderschaaf, #279908, Sheriff's Crime Lab, for additional information regarding the M4 rifle.*

[REDACTED] explained that it is the policy of the Alhambra Police Department to assign a rifle to a vehicle and that rifle remains with the vehicle. It is the responsibility of the officer(s) assigned to a particular vehicle to load the weapon with a magazine. He further explained that [REDACTED] had checked out the vehicle; therefore, it was [REDACTED] magazine in the weapon. [REDACTED] knew the magazine was capable of holding thirty rounds, but since it was [REDACTED] magazine, he could not say with certainty if the magazine was loaded to capacity. When [REDACTED] left at the end of their initial shift, he left the magazine inside the weapon.

[REDACTED] said he and [REDACTED] were assigned a Ford Explorer for their shift. The M4 rifle was mounted between the two front seats. [REDACTED] said their departmental policy is that these weapons will not be mounted in the vehicle while the weapon is "hot," which Investigators knew meant that a round should not be in the weapon's chamber.

After hearing [REDACTED] instructions, [REDACTED] grabbed the rifle and went to the rear of his vehicle to get his helmet. While still at the vehicle, he "racked" a round into the weapon's chamber. He recalled having a conversation with [REDACTED] and [REDACTED] at the rear of the vehicle, which included him asking them something to the effect, "Are you ready?"

[REDACTED] then headed towards the location. As he neared the house (duplex), he could hear male voices coming from the area of the house. [REDACTED] said he could not see anyone, due to the fact it was dark and that his view was obstructed by bushes.

[REDACTED] did not recall receiving a suspect description or information describing what types of weapon(s) were involved. [REDACTED] said he did not know the gender or ethnicity of the suspect. The only information he recalled receiving occurred when he exited his vehicle, which was for him to get his rifle. Later in the interview, he would further recall that the instructions included that he should get his vest *and* rifle, since there was an "active shooter" situation.

[REDACTED] said when he cleared the tree line on the east side of the property, he observed that [REDACTED] was standing on the location's porch with two officers that he did not recognize. The two unknown officers, who were standing near the location's threshold, were yelling into the house. [REDACTED] was standing by himself a few feet away from the other officers. [REDACTED] did not acknowledge [REDACTED]' arrival.

[REDACTED] then described how he did a quick scan of the location by looking to his left and right. He said the house was poorly lit; he said the downstairs (interior) was illuminated by officers. It appeared as if there was an interior light on upstairs. He further observed that the location was a two-story duplex, light in color, with a "solid balcony." [REDACTED] did not see anyone on the balcony. He recalled seeing glass and/or a screen on the north/south sidewalk that divided the duplex's front lawn..

[REDACTED] said he ran directly to [REDACTED]. When asked what [REDACTED] told him, he replied, "I never made it that far." He could not give an exact location as to where [REDACTED] was standing. [REDACTED] only recalled that [REDACTED] said he was out with two South Pasadena officers. [REDACTED] reiterated that he did not recall hearing any suspect information.

Investigators' note: Based on reports of the incident prepared by other Alhambra Police officers, Investigators knew that [REDACTED] had been on the west side of the property.

██████████ said as he was running toward ██████████ he observed that a person "pops up" [sic] from the balcony. He further explained that the person "popped straight up;" the person's arms were extended in front of his/her body. Later in the interview, ██████████ would add that the individual was hunched over and leaning forward. When he initially saw the individual, ██████████ was unable to make out the sex or race of the individual.

When asked to describe the person that popped up, he described what he saw as a "black outline." He knew it was a person, but he could not provide any additional information. He said he could see the outline due to the backdrop being lit up, otherwise the location was dark. ██████████ was able to see the person's head and shoulders, as well as the outline of arms, which were extended.

██████████ then demonstrated to Investigators what he observed. He extended his arms in front of him. Since he did not know if the person's hands were together or apart, he demonstrated by moving his hand in and out accordingly. He did not see any objects in the person's hand; however, he was also unable to say if there was or was not anything in the person's hands. He did not hear the individual say anything.

During the interview, ██████████ was asked to describe his thoughts. He explained that as he was running towards ██████████, he was thinking that he needed to find out more information regarding the call. When the person "popped up," it "registered" to him what he saw was a "shooter." ██████████ felt what he previously described as an "outline," and because of the way this person "popped up," the person was a "shooter."

██████████ then described how he felt vulnerable and exposed in the middle of the yard. In response to his perceived threat, he fired his rifle in the direction of where the person "popped up." ██████████ said he did not stop to take direct aim. ██████████ was running in a southwest direction; he turned his head to his left and fired in the direction of the person, who he said was at "11 o'clock." ██████████ recalled that the grass was wet; he was so startled that he slipped and "backpedaled."

Investigators' note: Investigators knew the term "o'clock" is military jargon used to indicate a position as if on a clock dial; therefore, "11 o'clock" would have been to ██████████ left and forward.

██████████ said the incident "happened so quick." He remembered firing one round and the silhouette dropped. He braced himself, anticipating the impact of being shot, but it never came. After he pulled the trigger, the person, who he believed was a shooter, went down behind the balcony wall. He said he did not have anything to hide behind, thus he made his way to a planter, which was west of the location.

NOVEMBER 7, 2016

-5-

016-00116-3199-055

██████████ did not give any verbal commands prior to pulling the trigger. He recalled after he shot, he and others officers were yelling, "Let me see your hands!"

██████████ said after he discharged his weapon, someone lit up the balcony area, possibly with a spotlight from the street. He said that his M4 rifle had a tactical light, but he did not recall if it was in the on position.


After the balcony was illuminated, ██████████ observed that the individual he had been describing was a female Asian, unknown age, with a light complexion. She was in the center area of the balcony. He added that she sounded "younger" and was wearing a pink shirt. He advised the other officers that she had pointed something at him and they joined him in giving her verbal commands.

██████████ said he was unaware of any rescue attempts. He said at the time he discharged his weapon, a ladder had not arrived at the location.

██████████ had nothing further to add and the interview concluded at 1151 hours. The interview was digitally recorded in its entirety. A transcript of the interview will be made a part of this case file.

This investigation remains active.

SUBMITTED BY: SERGEANT TIMOTHY CAIN #218504
DETECTIVE DEAN CAMARILLO #438138

APPROVED BY:  #218494
ASSIGNED: DETECTIVE DIVISION - HOMICIDE BUREAU

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: DECEMBER 11, 2016

FILE NO.: 016-00116-3199-055

C: AGGRAVATED TRESPASS – 602.5(B) PC; ACTION: ACTIVE / ADDITIONAL
FALSE IMPRISONMENT – 236 PC; INFORMATION / CHANGE IN
FELONY VANDALISM – 594(A) PC; CLASSIFICATION CHARGES
OFFICER INVOLVED SHOOTING –
SUSPECT INJURED

SOUTH PASADENA POLICE FILE #16-2113
ALHAMBRA POLICE FILE #16-6745

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)

[REDACTED]

D: OCTOBER 9, 2016 (SUN) AT 0431 HOURS

L:

[REDACTED]

VICTIMS:

[REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA POLICE; #210

[REDACTED]

Based on the above, the classification section of this report was changed to properly reflect the charges filed.

The purpose of this supplemental report is to provide additional information regarding the above case, specifically the charges that were filed on Suspect John Cletus Dutchman.

DECEMBER 11, 2016

-2-

016-00116-3199-055

On October 12, 2016, **Detective Avick Manukian** of the South Pasadena Police Department submitted the facts of this case to the Alhambra Superior Court for filing considerations. The following charges were filed on Suspect Dutchman: two counts of "False Imprisonment by Violence – 236 P.C.," a count of "Felony Vandalism – 594(a) P.C.," and a count of "Aggravated Trespassing – 602.5(b) P.C."

Suspect Dutchman's bail was set at \$120,000. Refer to Case #GA099823.

This investigation remains active.

SUBMITTED BY: **SERGEANT TIMOTHY CAIN #218504**
DETECTIVE DEAN CAMARILLO #438138

APPROVED BY:

ASSIGNED:

 #218494

DETECTIVE DIVISION - HOMICIDE BUREAU



**Los Angeles County Sheriff's Department
Scientific Services Bureau**

LABORATORY EXAMINATION REPORT

Firearms Identification Section
1800 Paseo Rancho Castila
Los Angeles, CA 90032
(323) 260-8560
(323) 276-1960 FAX

File Number: 016-00116-3199-055
Agency: LASD-Homicide
Investigator: Detectives Cain and Camarillo
Charge: Officer Involved Shooting
Report Date: October 12, 2016

Additional File Number(s):

Lab Receipt Number(s): K776347, K776348, K776349

Victim:

Subject:

On October 9, 2016, Detective Cain requested a function check examination of the submitted firearms.

Examination Conclusions:

The submitted pistol, item TCR 3, and the submitted rifle, item NSB 1, were examined, test fired and determined to be functional.

FIREARM DESCRIPTION – ITEM TCR 3			
MAKE, MODEL, TYPE	Glock, 22, Semiautomatic Pistol		
SERIAL NUMBER	GGE774		
CALIBER	40 S&W	S/A TRIGGER PULL (LBS.)	Not Applicable
NUMBER OF LANDS AND GROOVES	6	D/A TRIGGER PULL (LBS.)	7 ¼
TWIST	Right (Polygonal)	CARTRIDGE CAPACITY	15+1
APPROX. BARREL LENGTH (INCHES)	4 ½	FINISH	Black

FIREARM DESCRIPTION – ITEM NSB 1			
MAKE, MODEL, TYPE	Ameetec Arms, WM-15, Semiautomatic rifle		
SERIAL NUMBER	AM003715		
CALIBER	5.56 x 45mm	S/A TRIGGER PULL (LBS.)	6 ½ - 6 ¾
NUMBER OF LANDS AND GROOVES	6	D/A TRIGGER PULL (LBS.)	Not Applicable
Twist	Right	CARTRIDGE CAPACITY	30+1
APPROX. BARREL LENGTH (INCHES)	16 3/8	FINISH	Black

Evidence Submission and Disposition

The following items were received from Forensic Identification Specialist Teresa Romo on October 9, 2016 and submitted to the laboratory under laboratory receipt number K776347:

- Item TCR 1 One 40 S&W caliber cartridge
- Item TCR 2 One empty Glock pistol magazine and fifteen 40 S&W caliber cartridges
- Item TCR 3 One Glock model 22, 40 S&W caliber, semiautomatic pistol with serial number GGE774 [South Pasadena officer Zamora duty pistol]
- Item TCR 4 One empty Glock pistol magazine and eight 40 S&W caliber cartridges
- Item TCR 5 One empty Glock pistol magazine and fifteen 40 S&W caliber cartridges

The following item was received from Forensic Identification Specialist Nakia Berry on October 9, 2016 and submitted to the laboratory under laboratory receipt number K776348:

- Item NSB 1 One Ameetec Arms model WM-15, 5.56 x 45mm caliber semiautomatic (M4 configuration) rifle with serial number AM003175. Received with one magazine and twenty-eight 5.56x45mm caliber cartridges. [REDACTED] duty rifle]

The above-listed evidence was repackaged and sealed for return to the submitting agency.

The generated test fires were packaged and sealed for submission to the Evidence Control Section under laboratory receipt number K776349.



Laboratory Examinations

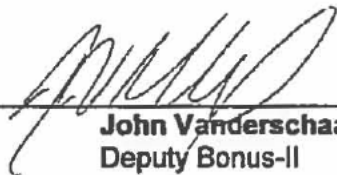
- Firearm Examination / Function Testing

Background on Laboratory Examinations Performed

- A firearm examination generally consists of an identification of physical characteristics, an inspection for damaged, altered, or missing parts, an evaluation of the safety mechanisms, a determination of trigger pull weight(s), and the test firing of the firearm.

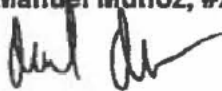
Laboratory notes and supporting documentation exist in the case file at the laboratory and will be retained indefinitely.

Report Issued by:



John Vanderschaaf, #279908
Deputy Bonus-II

Reviewed by: **Manuel Muñoz, #233804**



AGENCY / STATION <i>10.01/11/11/12</i>	CHARGE <i>012</i>
NAME OF SUBJECT (PLEASE PRINT)	
LAST	FIRST

K776347



NAME OF VICTIM (PLEASE PRINT)		FILE / DR NUMBER <i>5</i>	
LAST	FIRST		
INVESTIGATOR / PHONE <i>602/444-1113</i>	REC'D FROM <i>V. COLON F</i>	REC'D BY <i>10.01/11/12</i>	DATE / TIME <i>10/12/11</i>

DESCRIPTION OF EVIDENCE (PLEASE PRINT) <i>TCR 1</i> <i>TCR 2</i> <i>TCR 3</i> <i>TCR 4</i> <i>TCR 5</i>	# PKG(S): <i>2</i>	BLOOD URINE <input type="checkbox"/> <input type="checkbox"/>	CRIME LAB Personnel ONLY
	ANALYTICAL RESULTS - Lab Personnel ONLY (Date/By)		SAFETY CHECK (DATE / BY) <i>10/12/11</i> FIREARMS Personnel ONLY

BLOOD ALCOHOL	
MARCO (Solid Drugs)	
TOX (Drugs in Urine or Blood)	
TRACE	
BIOLOGY/DNA	
FINGERPRINTS	
FIREARMS	<input checked="" type="checkbox"/>
DOCUMENTS	
SPLITS	
PHOTO LAB	
NIBIN	
DRYING SHED	

RELEASED TO - SIGNATURE / ID # <i>[Signature]</i>	RELEASED BY
NAME (Print) <i>22/11/21</i>	DATE
AGENCY <i>10.01/11/12</i>	

76 R 187C - SH - CR - 126 (REV. 3/2003)

AGENCY / STATION <i>10.01/11/12</i>	CHARGE <i>012</i>
NAME OF SUBJECT (PLEASE PRINT)	
LAST	FIRST

K776348



NAME OF VICTIM (PLEASE PRINT)		FILE / DR NUMBER <i>10.01/11/12</i>	
LAST	FIRST		
INVESTIGATOR / PHONE <i>602/444-1113</i>	REC'D FROM <i>V. COLON F</i>	REC'D BY <i>10.01/11/12</i>	DATE / TIME <i>10/12/11</i>

DESCRIPTION OF EVIDENCE (PLEASE PRINT) <i>TCR 1</i> <i>TCR 2</i> <i>TCR 3</i> <i>TCR 4</i> <i>TCR 5</i>	# PKG(S): <i>1</i>	BLOOD URINE <input type="checkbox"/> <input type="checkbox"/>	CRIME LAB Personnel ONLY
	ANALYTICAL RESULTS - Lab Personnel ONLY (Date/By)		SAFETY CHECK (DATE / BY) <i>10/12/11</i> FIREARMS Personnel ONLY

BLOOD ALCOHOL	
MARCO (Solid Drugs)	
TOX (Drugs in Urine or Blood)	
TRACE	
BIOLOGY/DNA	
FINGERPRINTS	
FIREARMS	<input checked="" type="checkbox"/>
DOCUMENTS	
SPLITS	
PHOTO LAB	
NIBIN	
DRYING SHED	

RELEASED TO - SIGNATURE / ID # <i>[Signature]</i>	RELEASED BY
NAME (Print) <i>22/11/21</i>	DATE
AGENCY <i>10.01/11/12</i>	

76 R 187C - SH - CR - 126 (REV. 3/2003)

SOUTH PASADENA POLICE DEPARTMENT
1422 MISSION STREET
CAD Full Report

Date: 10/09/2016 04:26 Event Nbr: 16-10-09-023828 Report Nbr: 162113 Rec'd Via: 911-WPH2

Initial Incident: PC 459HP - BURGLARY - BURGLARY-HOT PROWL

Final Incident: PC 459HP - BURGLARY - BURGLARY-HOT PROWL

Business:

Detail:

Street Nbr: [REDACTED] Name: [REDACTED] Apt Nbr:

Reporting Person: Phone:

Address:

Police Information:

94- ER W/ 2 F/ VICTIMS/ TO LASD HOMICIDE HEADQUARTERS 1 CUPANIA CIR MPK, S/M 415 Rec'd: 11:12

S61 CP W/ 3 CONSENT FORMS/ Rec'd: 9:23

202/192 10-98 HUNTINGTON DR/FREMONT AV Rec'd: 9:16

820/830 10-97 Rec'd: 9:13

[REDACTED]
JAIL CHECKS C4 Rec'd: 9:01

202/203 1097 STATION Rec'd: 8:26

820- STATION W/ SUPS Rec'd: 8:25

820- ER STATION W/ ONE MALE 10-15 Rec'd: 8:21

DUTCHMAN, JOHN associated to event.

203 REQ UNIT W/CAGE AT HMH Rec'd: 7:59

203- NOTIFY WC SUSP WILL BE GETTING DISCHARGED SHORTLY WILL NEED A UNIT W/A CAGE // WOUND IS THROUGH & THROUGH, MOSTLY SKIN Rec'd: 7:56

D6294013 DUTCHMAN, JOHN CLETUS 03-20-1621131968 / A08996455 Rec'd: 7:54

820- 171 OUT AT CP Rec'd: 7:50

206- STANDING BY RESD SEB CLEARED EXTERIOR AND INTERIOR OF RESD 3 Rec'd: 6:53

206- seb cleared interior / clearing exterior Rec'd: 6:46

Case #162113 has been issued by RODRIGUEZ, SHARAE

202- 10-97 HMH Rec'd: 6:33

SEB MOVING UPSTAIRS Rec'd: 6:33

201- CONT ALL RESERVES Rec'd: 6:33

202-203 ER TO HMH W/ SUSP Rec'd: 6:30

208- MADE CONT W/FATHER REQ UNIT TO P/U FATHER TO REAR OF LOC Rec'd: 6:28

211-NEEDS POLICE TAPE AT LOC Rec'd: 6:27

CP- FATHER IN FAR EAST UNIT OF 4-PLEX GARAGE Rec'd: 6:25

201- NEG FROM 2ND VICT - DID NOT SEE SUSP Rec'd: 6:25

FATHER LS IN DETACHED GARAGE TO REAR OF LOC Rec'd: 6:24

SEB WILL BE DOING WALK THRU SURROUNDING TARGET YARDS// Rec'd: 6:15

37-SUSP WILL BE HELD AT HUNTINGTON DR/ FREMONT FOR POS ID// Rec'd: 6:13

ALH PD 209 1097 HUNT/ ALH RD Rec'd: 6:12

S88- C1 RELIEVING AT IC Rec'd: 6:08

37- SUSP BEING TRANSPORTED TO HMH Rec'd: 6:08

37- 203 WILL BE TRANSPORTING SUSP W/RA 81// 37 FOLLOWING Rec'd: 6:07

SGPD WALKING SUSP OUT TO FD AT HUNTINGTON DR/FREMONT AV // REQ SPPD UNIT TO RESPOND // 203 E/R Rec'd: 6:05

UNITS MAKING ANNOUNCEMENT Rec'd: 6:01

206- YEL WORN VERIFIED BY SUBJ Rec'd: 6:00

AIR16- WILL NEED TO CLEAR DUE TO TIME RESTRICTIONS Rec'd: 5:58

*****10-15***** MW W GUNSHOT WOUND TO RIGHT BICEP Rec'd: 5:54

MAKING CONT Rec'd: 5:52

APD S1 ONE SUBJ UPSTAIRS Rec'd: 5:47

SEB CHECKING BACK Rec'd: 5:44

A 1SAM - FIRST LEVEL Rec'd: 5:40

CHECKING AREA WHERE WATER HEATER IS AT TO REAR Rec'd: 5:39

AIRSHIP REQ UNIT TO BLOCK- HUNTINGTON/MAPLE Rec'd: 5:37

206- MPPD WILL SEND DOG IF IT CAN BE VERIFIED THAT FATHER IS IN GARAGE Rec'd: 5:34

206- FATHER POSS IN GARAGE Rec'd: 5:32

APD 1S- ONLY PERSON UPSTAIRS IS POSS SUSP Rec'd: 5:32

APD 1S- M/H THIN BUILD 506 YEL TSHIRT DRK SHORT OR PANS 30-35 NO WEAPONS SEEN // SUSP UPSTAIRS Rec'd: 5:31

202 HANDED RADIO TO SMPD UNIT Rec'd: 5:28

2 F/VICTS IFO RESD NOW Rec'd: 5:26

109

Print Date and Time

10/9/2016 11:27:05AM

Page No.

1

SOUTH PASADENA POLICE DEPARTMENT
1422 MISSION STREET

CAD Full Report

APD UNIT - SPPD UNITS EXITING FRONT DOOR Rec'd: 5:25
FEMALE ADVISING ONLY PERSON INSIDE SHOULD BE FATHER Rec'd: 5:24
███ REQ UNIT TO RELIEVE HIM FROM REAR OF HOUSE // 2 MPPD UNITS INSIDE RESD Rec'd: 5:23
2ND FEMALE OUT THE WINDOW Rec'd: 5:21
███ 10-97 Rec'd: 5:19
███ - 1401 HUNTINGTON DR Rec'd: 5:17
███ - OPEN DOOR WARM JUST INSIDE DOOR // ███ WATER HEATER Rec'd: 5:15
BLOCK EB TRAFF AT ALHAMBRA RD AND HUNTINGTON DR Rec'd: 5:11
SGPD E/R Rec'd: 5:11
ALHAMBRA FD TO FREMONT/HUNTINGTON NWC TO GET LADDER Rec'd: 5:10
███ E/R Rec'd: 5:08
███ 1ST FLOOR CLEAR Rec'd: 5:07
███ - CP AT 1401 HUNTINGTON DR Rec'd: 5:06
███ NOTIFIED / E/R Rec'd: 5:05
NOISES HEARD IN REAR Rec'd: 5:04
SEB SENDING UNITS Rec'd: 5:03
███ OVERHEAD Rec'd: 5:01
ALHAMBRA HAS 3 UNITS IN ALLEY Rec'd: 4:59
███ COVERING REAR Rec'd: 4:58
FEMLAE SUJS IN BEDROOM STATE SUSP JUST OUTSIDE BEDROOM Rec'd: 4:57
3 OFFICERS INSIDE RESD STANDING BY IN DWAY Rec'd: 4:55
2ND STORY BALCONY - F/ RED TSHIRT ON EASTERN DOOR Rec'd: 4:54
LAPD 10-97 // Rec'd: 4:52
LASD- SWAT NOTIFIED Rec'd: 4:51
SUSP INSIDE ON 2ND FLR Rec'd: 4:50
███ ADVS SMPD AND APD TO SWICHT TO SPPD FREQ Rec'd: 4:49
███ 3 UNITS INSIDE HOUSE TO MPPD Rec'd: 4:48
LAPD AIRSHIP E/R Rec'd: 4:47
LAPD - AIRSHIP REQUESTED Rec'd: 4:45
OUTSIDE AGENCIES TO APPROACH DOOR TO IDENTIFY // ADVISED Rec'd: 4:44
███ REQ LAPD AND LASO SWAT/SEB Rec'd: 4:44
███ REQ AIRSHIP Rec'd: 4:43
MONTEREY PARK ███ E/R Rec'd: 4:41
███ SHOTS FIRED HEARD ON THE HUNTINGTON SIDE - UNK IF FROM SUSP OR OFFICER Rec'd: 4:41
███ BGE HOUSE W/TWO ARCHES ON THE W AND E SIDE Rec'd: 4:40
███ FIRE LADDER - FREMONT AV/HUNTINGTON Rec'd: 4:39
███ TRYING TO GET VICT OUT VIA FRONT WINDOW Rec'd: 4:38
███ REQ UJNIT TO FRONT Rec'd: 4:36
███ REQ RESPONDING UNITS TO SET UP AT MAPLE /HUNTINGTON ALLEY Rec'd: 4:35
███ SUSP- M/H SHAVED HEAD W/MOUSTACHE // UNK IF STILL AT LOC Rec'd: 4:33
APD AND SMPD NOTIFIED // E/R Rec'd: 4:32
███ REQ K9 Rec'd: 4:31
███ SHOTS FIRED*** Rec'd: 4:31
OPEN LINE - FEMALE SCREAMING // UNITS MAKING ENTRY Rec'd: 4:30
███ HUNTINGTON ALLEY Rec'd: 4:29
███ REQ AIRSHIP // NO RESPONSE Rec'd: 4:29
SUSP POSS DOWN STAIRS Rec'd: 4:28
SUSP M/H 30-35 UNK CLOTHING Rec'd: 4:27
RP IN BEDROOM STATES SUSP STILL INSIDE RESD Rec'd: 4:26
RESD 459 IN PROGRESS Rec'd: 4:26

Public Information:

BURGLARY//

Disposition:

- ☒ Issue Report ☐ Arrest ☐ Media Log
☐ Alarm Response ☐ False Alarm ☐ Service Call



**SOUTH PASADENA POLICE DEPARTMENT
1422 MISSION STREET
CAD Full Report**

Units Involved:

	Activity	Dispatch	Enroute	Arrived	Cleared
[REDACTED]	AC	04:26	04:27	04:30	10:55
[REDACTED]	AC	04:26	04:27	04:29	10:55
[REDACTED]	AC	04:26	04:27	04:28	10:55
[REDACTED]	AC	04:26	04:27	04:30	
[REDACTED]	AC	05:01	05:01	05:01	10:53
[REDACTED]	AC	05:01	05:01	05:01	10:53
[REDACTED]	OI	04:58	04:58	04:58	10:55
[REDACTED]	OI	06:07	06:07	06:07	
[REDACTED]	OI	06:07	06:07	06:07	
[REDACTED]	OI	06:07	06:07	06:07	09:45
[REDACTED]	OI	07:45	07:45	07:45	07:58
[REDACTED]	OI	07:45	07:45	07:45	07:58
[REDACTED]	OI	08:15	08:15	08:15	09:45
[REDACTED]	OI	08:16	08:16	08:16	09:45
[REDACTED]	AC	06:00	06:00	06:00	
[REDACTED]	OI	11:13	11:13	11:13	

Master Names

INV: S1 Name: DUTCHMAN, JOHN CLETUS

Suffix: III

Race: W Sex: M Age: 48 DOB: 03/20/1968

Height: 0.0 Weight: Hair: Eye:

SSN: 176-58-2911 Driver's Lic No: D6294013 Student ID: Type: NSP

Phones:

ADDRESS TYPE	STREET NUMBER	STREET NAME	SUITE NUMBER	CITY	STATE	ZIP
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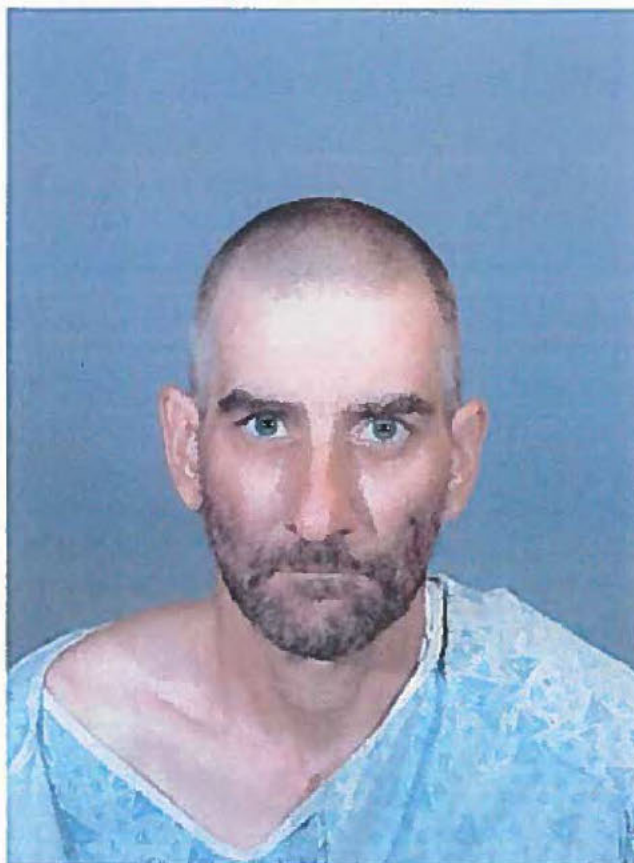
**FOR OFFICIAL LAW
ENFORCEMENT USE
ONLY**



DUTCHMAN, JOHN CLETUS THIRD




BOOKING#: 4790502
MAIN#: 33628662
SID#: 8996455
FBI#: 293136KA8
SEX: MALE
RACE: WHITE
HGT: 507
WGT: 145
HAIR COLOR: BROWN
EYE COLOR: BLACK
DOB: Mar 20 1968
AGE AT ARREST: 48

DL#: [REDACTED]



ARREST DATE: 10/09/2016
ARREST LOC: [REDACTED]
CHARGES: 459 BURGLARY
236 FALSE IMPRISONMENT
594(B)(1) VANDALISM

THE IMAGES AND DATA CONTAINED HEREIN WERE PRINTED FROM THE LOS ANGELES COUNTY
REGIONAL IDENTIFICATION SYSTEM BY CAMARILLO, DEAN ON 10/09/2016 AT
20:22:29 FOR OFFICIAL LAW ENFORCEMENT USE ONLY

BOOKING No. 4790502		LOCAL AGENCY No. 15116		LOS ANGELES COUNTY BOOKING AND PROPERTY RECORD						SUSPECT PHOTO 	
MAD No.		SID. / CIT. No.		FBI No.		ARN No.		DL LIC No. / STATE D6294013 CA			
ARRESTEE'S NAME (LAST, FIRST, MIDDLE) DUTCHMAN, JOHN CLETUS III						HOME PHONE		DNA STATUS			
ADDRESS, CITY, STATE, ZIP [REDACTED]								DNA COLLECTED BY			
SEX M	DESCENT W	HAIR BRO	EYES BLK	HEIGHT 507	WEIGHT 145	BIRTHDATE 03-20-1968	AGE 48	DATE DNA COLLECTED			
VEL. LIC. No. ST.		RPT DIST 1970		AKA/NICKNAME							
BIRTHPLACE PA ABINGTON		CITIZENSHIP US		ARR. AGY. / DETAIL 1970		MOSKOR		AD CHG Y		LIVESCAN OPERATOR(S)	
FILE No. 162113		DATE & TIME ARRESTED 10-09-2016 0554				TIME BRO 1741					
LOCATION OF ARREST [REDACTED]				TOTAL BAIL 105000.00							
CHARGE 459 / PC / F BURGLARY				WARRANT/COMM. No.							
JAIL LOC. 1970	ARRESTMENT DATE		TIME		COURT		PRISONER'S SIGNATURE WHEN BOOKED X				
SOC. SEC. No. [REDACTED]		OBSERVABLE PHYSICAL ODITIES						OCCUPATION UNEMPLOYED			
EMPLOYER (FIRM OR PERSON'S NAME, CITY & PHONE No.)						SPECIAL MEDICAL PROBLEMS SHOULDER WOUND					
CLOTHING WORN CAMO SHORTS		LOCATION OR DESCRIPTION OF VEHICLE									
IN CASE OF EMERGENCY NOTIFY (NAME, RELATIONSHIP, ADDRESS, CITY & PHONE) [REDACTED] (H-62325744)											
ARRESTING OFFICER [REDACTED]		BOOKING EMPLOYEE BORIS GONZALEZ		SEARCHING OFFICER		TRANSPORTING OFFICER					
CASH RETAINED		PROPERTY HOSPITAL GOWN									
						PRISONER'S SIGNATURE FOR RECEIPT OF FOREGOING CASH & PROPERTY					
CASH DEPOSITED 42.00		PROPERTY ID CARD BANK CARD PAPERS									
						PRISONER'S SIGNATURE FOR RECEIPT OF REMAINING CASH & PROPERTY					
LACRISPDSPA-D01 20161009 18:00:31											



COUNTY OF LOS ANGELES DEPARTMENT OF HEALTH SERVICES
MEDICALLY INDIGENT SERVICES PROGRAM PAYMENT OFFICE
IN-CUSTODY MEDICAL TREATMENT FORM

SECTION I

This is to certify that the person identified below was referred to Huntington Memorial Hospital on OCT 9, 2016.
DATE

for medical treatment authorized by the SOUTH PASADENA PD Department.
NAME OF LAW ENFORCEMENT AGENCY

This person is in custody for violation of PC 459.
LIST CODE, CITATION NUMBER

SECTION II

In the opinion of the arresting officer, this person's condition was such that immediate treatment was necessary and it would not have been practical to transport to a County facility.

SECTION III

Name: DUTCHMAN, JOHN CLETON III

Age: 48 Sex: ☐ Male ☐ Female

Date of Treatment: 10/9/16

Booking Number: _____

Transfer Destination: INMA C. FLORES CENTER
LOS ANGELES COUNTY

SECTION IV

- ☐ Blood Alcohol Withdrawal
☐ Sexual Abuse Evidence Collection
☐ Other

SECTION V

Officer Signature: _____ Badge Number: 202 Station: SOUTH PASADENA
POLICE

DISTRIBUTION: Hospital White Copy Arresting Officer Yellow Copy TPA/MISPPPO Pink Copy

#761472 Redesignated 7/2000

**Medically Clear to book**

This notice verifies that patient DOE, Edmund has been medically screened and treated in our Emergency Department on 10/9/16 (date) and is cleared to be booked by law enforcement.

Ø Restrictions

NOTE: If symptoms continue, we have instructed patient DOE, Edmund to follow up with his/her Primary Care Physician or with the Referral Physician for further evaluation and care.

MD SIGNATURE: Ashe

Make copy for LAW ENFORCEMENT.

Keep original in chart.

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES
PROBABLE CAUSE DETERMINATION (DECLARATION)**

LOCATION BOOKED Alhambra City Jail		BOOKING NUMBER		ARREST FILE NUMBER 16-2113	
ARRESTEE/SUSPECT (LAST, FIRST, MIDDLE) Dutchman, John Cletus III				DOB 03-20-68	
ADDRESS [REDACTED]			CITY Cary	STATE NC	ZIP 27519
BOOKING CHARGES PC 459			SUPPLEMENTAL HOLDS/WARRANTS CHARGES:		
MISDEMEANOR <input type="checkbox"/> FELONY <input checked="" type="checkbox"/>					
DATE/TIME OF ARREST 10/9/16-0554 hours			48 HOUR EXPIRATION DATE/TIME 10/11/16-0554 hours		
ARRESTING AGENCY/DIVISION South Pasadena Police			EMPLOYEE NUMBER 206		
SUPERVISOR(S) APPROVING Corporal Phillips		EMPLOYEE NUMBER 201	DATE/TIME 10/09/16	CONTACT PHONE NUMBER 626-403-7297	

FACTS ESTABLISHING ELEMENTS OF OFFENSE(S)/VIOLATION(S). INFORMATION IDENTIFYING/CONNECTING ARRESTEE/SUSPECT BY NAME WITH THE VIOLATION(S) LISTED:

Officers were dispatched to [REDACTED] after South Pasadena Police dispatch received a 9-1-1 call from the resident reporting a stranger in their home. The residents barricaded themselves inside their bedroom on the second floor of the location. S/Dutchman attempted to break their bedroom door down as officers arrived at the location. Officers heard screaming from inside the home and immediately made entry.

Officers made entry and while ascending the home's stairs where confronted by S/Dutchman. An officer involved shooting occurred and Dutchman retreated again towards the residents. Dutchman barricaded himself inside another room and the the residents were safely evacuated from their bedroom.

Officers eventually were able to arrest Dutchman inside the resident without further incident. Dutchman was transported to a local hospital with a single gunshot wound to his right arm.

☐ SEE ATTACHED REPORTS INCORPORATED HEREIN BY REFERENCE

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Executed on 10/09/16 1125 hours in the County of Los Angeles, California.

(DATE)

(TIME)

[Signature]
SIGNATURE

Craig Phillips

PRINT NAME

201

EMPLOYEE NUMBER

TELEPHONIC DETERMINATION ONLY

On 10/9/16, I was placed under oath and read the contents of the foregoing, including the contents of any attached reports or declaration, verbatim to the Honorable SEIRIO

The Judicial Officer advised me that there

☒ IS ☐ IS NOT probable cause to believe this arrestee has committed a crime.

I declare under penalty of perjury that the foregoing is true and correct.
Executed in Los Angeles County, California, on 10/9/16

[Signature]
(Signature)

[REDACTED]
(Employee No.)

PROBABLE CAUSE DETERMINATION

On the basis of either reports reviewed and/or officer's declaration I hereby determine that there

☐ IS ☐ IS NOT probable cause to believe this arrestee has committed a crime.

(Judicial Officer's Signature)

(Date)

(Block Stamp)

(Time)



177

LOS ANGELES COUNTY

CONSOLIDATED CRIMINAL HISTORY REPORTING SYSTEM Date: 10/09/2016 Time: 2015

CRIMINAL HISTORY TRANSCRIPT FOR OFFICIAL USE ONLY
UNAUTHORIZED USE IS A CRIMINAL OFFENSE

INFORMATION FINGERPRINT VERIFIED UNLESS OTHERWISE NOTED BY AN ASTERISK (*)

(C) Copyright 1996, County of Los Angeles
All Rights Reserved

=====

Key Name: (1) DUTCHMAN,JOHN CLETUS III

Date Name First Used: 10/09/2016

SID/CII: A08996455 MAIN: 33628662 FBI: 293136KA8 LAPD:

Requested By: SH 438138 Src-TTY: HB67 Dest-TTY: HB67 ACHS Data Included: YES

Agency: CA0190040 OTHER LOCAL/OTHER COUNTY AGENCY

Reason: 016-00116 Multi-State Record: NO

DEPT. OF JUSTICE AND DMV MAY HAVE ADDITIONAL INFORMATION

=====

SUMMARY

=====

Bookings Convictions Juvenile Warrants Issued Probation

Felony: 1 Felony: 0 Sustained: 0 Bench: 0 Open: 0

Misd: 0 Misd: 1 Dismissed: 3 Arrest: 0 Expired: 0

Infract.(FTA): 0

=====

LATEST INFORMATION

Latest Name: (1) DUTCHMAN,JOHN CLETUS III Date Name Last Used: 10/09/2016

Sex Race Hair Eyes Hgt Wgt DOB Updated

M WHITE BROWN BLACK 507 145 03/20/1968 10/09/2016

Latest Address: 10/09/2016

Latest Occupation:

Type Start Date End Date Charge/Description Case Number Updated

=====

Registration

Reg Number

Location

Reg Date



PALM PRINT ON FILE A08996455PLM

01/01/0001

DESCRIPTORS

#/Names/AKAs/Count

(1) DUTCHMAN, JOHN CLETUS III 2 (2) DUTCH, OFO 1
(3) DUTCHMAN, JOHN CLETUS 2

Dates of Birth/Count

03/20/1968 2

Scars/Marks/Tattoos

DISC CHEST SC R KNEE

Other Identifiers

SSN 176582911 [REDACTED] CA FBI 293136KA8

Addresses/Count

241 MICHIGAN AV CARY NC 27519 1

Birth Places/Count

PAABINGTO 1 PA 2

JUVENILE SUSTAINED PETITIONS

No Juvenile Information.

CONVICTIONS/ACTIVE DIVERSIONS

Arr Date Name Arresting Agency Booking Number

02/11/1989 3 SAN JUAN BAUTISTA POLICE DEPARTMENT 62923

Sex Race Hair Eyes Hgt Wgt DOB

Cnt Arrest Charges Dispo Date Result

1 UNKNOWN UNKNOWN
GRAND THEFT:PROPERTY

Cnt Arrest Charges Dispo Date Result

2 PC 496 UNKNOWN UNKNOWN
RECEIVING STOLEN PROPERTY
3 PC 594 UNKNOWN UNKNOWN
VANDALISM

File Date Name Case Number/County Last Dept/Div Warrants Issued

3 3162/SAN BENITO NONE

Cnt Filed Charges Dispo Date Dispo Sentence/Probation Type

01 07/11/1989 Dismissed
487 PC

Cnt Filed Charges Dispo Date Dispo Sentence/Probation Type

02 PC 496 07/11/1989 Dismissed
RECEIVING STOLEN PROPERTY
03 PC 594 07/11/1989 Dismissed
VANDALISM
04 PC 415 07/11/1989 Convicted
DISTURBING THE PEACE 001 YEARS PROBATION

PENDING CASES OR UNKNOWN DISPOSITIONS
No Pending Cases.

ARRESTS/CASES/CUSTODY NOT REPORTED ABOVE

Arr Date Name Arresting Agency Booking Number

10/09/2016 1 SOUTH PASADENA PD 004790502

Sex Race Hair Eyes Hgt Wgt DOB

M WHITE BROWN BLACK 507 145 03/20/1968

Cnt Arrest Charges Dispo Date Result

1 PC 459 UNKNOWN
BURGLARY

Cnt Arrest Charges Dispo Date Result

2 PC 236 UNKNOWN
FALSE IMPRISONMENT
3 PC 594(B)(1) UNKNOWN
VANDALISM

File Date Name Case Number/County Last Dept/Div Warrants Issued

(NO CASE FILING INFORMATION FOUND IN L.A. COUNTY)

END OF TRANSCRIPT

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,
v.
01 JOHN CLETUS DUTCHMAN, III
(DOB: 03/20/1968)
Defendant.

CASE NO. GA099823

FELONY COMPLAINT

The undersigned is informed and believes that:

COUNT 1

On or about October 9, 2016, in the County of Los Angeles, the crime of FALSE IMPRISONMENT BY VIOLENCE, in violation of PENAL CODE SECTION 236, a Felony, was committed by JOHN CLETUS DUTCHMAN, III, who did unlawfully violate the personal liberty of [REDACTED] said violation being effected by violence, menace, fraud, and deceit.

* * * * *

COUNT 2

On or about October 9, 2016, in the County of Los Angeles, the crime of FALSE IMPRISONMENT BY VIOLENCE, in violation of PENAL CODE SECTION 236, a Felony, was committed by JOHN CLETUS DUTCHMAN, III, who did unlawfully violate the personal liberty of [REDACTED] said violation being effected by violence, menace, fraud, and deceit.

* * * * *

COUNT 3

On or about October 9, 2016, in the County of Los Angeles, the crime of VANDALISM OVER \$400 DAMAGE-DAMAGE/DESTROY, in violation of PENAL CODE SECTION 594(a), a Felony, was committed by JOHN CLETUS DUTCHMAN, III, who did unlawfully and maliciously damage and destroy real and personal property, to wit, Television, laptop, and lamp walls not his/her own, belonging to [REDACTED], the amount of said damage being over \$400.00.

* * * * *

COUNT 4

On or about October 9, 2016, in the County of Los Angeles, the crime of AGGRAVATED TRESPASS, in violation of PENAL CODE SECTION 602.5(b), a Misdemeanor, was committed by JOHN CLETUS DUTCHMAN, III, who did, without consent of the owner, owner's agent and the person in lawful possession thereof, unlawfully enter and remain in a noncommercial dwelling house, apartment and other residential place while a resident and another authorized person was present.

* * * * *

NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.

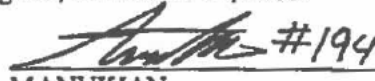
NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* (2007) 549 U.S. 270.

NOTICE: A Suspected Child Abuse Report (SCAR) may have been generated within the meaning of Penal Code §§ 11166 and 11168 involving the charges alleged in this complaint. Dissemination of a SCAR is limited by Penal Code §§ 11167 and 11167.5 and a court order is required for full disclosure of the contents of a SCAR

NOTICE: Any allegation making a defendant ineligible to serve a state prison sentence in the county jail shall not be subject to dismissal pursuant to Penal Code § 1385.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER GA099823, CONSISTS OF 4 COUNTS.

Executed at ALHAMBRA, County of Los Angeles, on October 12, 2016.

 #194
MANUKIAN
DECLARANT AND COMPLAINANT

.....
JACKIE LACEY, DISTRICT ATTORNEY

BY: 
CATHY LACEY, DEPUTY

AGENCY: SOUTH PASADENA I/O: MANUKIAN
PD
DR NO.: 162113 OPERATOR: TT

ID NO.: 194 PHONE: (626) 403-7270
PRELIM. TIME EST.: 30 MINUTES

<u>DEFENDANT</u>	<u>CII NO.</u>	<u>DOB</u>	<u>BOOKING NO.</u>	<u>BAIL RECOM'D</u>	<u>CUSTODY R'TN DATE</u>
DUTCHMAN, JOHN CLETUS III	008996455	3/20/1968	4790502	\$120,000	10/12/2016

Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

FELONY COMPLAINT -- ORDER HOLDING TO ANSWER -- P.C. SECTION 872

It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

(Strike out or add as applicable)

JOHN CLETUS DUTCHMAN, III

<u>Ct.</u>	<u>Charge</u>	<u>Charge Range</u>	<u>Allegation</u>	<u>Alleg. Effect</u>
1	PC 236	16-2-3 County Jail		
2	PC 236	16-2-3 County Jail		
3	PC 594(a)	16-2-3 County Jail		
4	PC 602.5(b)	0-364		

I order that the defendant(s) be held to answer therefore and be admitted to bail in the sum of:

JOHN CLETUS DUTCHMAN, III _____ Dollars

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of arraignment in Superior Court will be:

JOHN CLETUS DUTCHMAN, III _____ in Dept _____

at: _____ A.M.

Date: _____

Committing Magistrate

AGENCY / STATION <i>L.A. Homicide</i>	CHARGE <i>245 ADW on PO</i>
NAME OF SUBJECT (PLEASE PRINT)	
LAST	FIRST

K727294



NAME OF VICTIM (PLEASE PRINT)		FILE / DR NUMBER
LAST <i>Zamora</i>	FIRST <i>Patricia</i>	<i>016-00116-3199-055</i>
INVESTIGATOR / PHONE <i>COOPER, H 323/890-5500</i>	REC'D FROM <i>THOMPSON #403730</i>	REC'D BY <i>THOMPSON</i> DATE / TIME <i>10-10-16 (1100)</i>

DESCRIPTION OF EVIDENCE (PLEASE PRINT)

PKG(S):

1

BLOOD URINE

Lab Personnel

BLOOD ALCOHOL

NARCO (Solid Drugs)

TOX (Drugs in Urine or Blood)

TRACE

BIOLOGY/DNA

FINGERPRINTS

FIREARMS

DOCUMENTS

SPLITS

PHOTO LAB

NIBIN

DRYING SHED

ANALYTICAL RESULTS - Lab Personnel ONLY (Date/By)

NO PRNTA JST 10-10-16

SAFETY CHECK (DATE / BY)

FIREARMS Personnel ONLY

RELEASED TO - SIGNATURE / ID #

RELEASED BY

NAME (Print)

AGENCY

DATE

76 R 197C - SH - CR - 126 (REV. 3/2003)

AGENCY / STATION <i>L.A. Homicide</i>	CHARGE <i>245 ADW on PO</i>
NAME OF SUBJECT (PLEASE PRINT)	
LAST	FIRST

K727295



NAME OF VICTIM (PLEASE PRINT)		FILE / DR NUMBER
LAST <i>Zamora</i>	FIRST <i>Patricia</i>	<i>016-00116-3199-055</i>
INVESTIGATOR / PHONE <i>Des Cooper 323/890-5500</i>	REC'D FROM <i>THOMPSON #403730</i>	REC'D BY <i>THOMPSON</i> DATE / TIME <i>10-9-16 205</i>

DESCRIPTION OF EVIDENCE (PLEASE PRINT)

PKG(S):

BLOOD URINE

Lab Personnel

BLOOD ALCOHOL

NARCO (Solid Drugs)

TOX (Drugs in Urine or Blood)

TRACE

BIOLOGY/DNA

FINGERPRINTS

FIREARMS

DOCUMENTS

SPLITS

PHOTO LAB

NIBIN

DRYING SHED

ANALYTICAL RESULTS - Lab Personnel ONLY (Date/By)

SAFETY CHECK (DATE / BY)

FIREARMS Personnel ONLY

RELEASED TO - SIGNATURE / ID #

RELEASED BY

NAME (Print)

AGENCY

DATE

76 R 197C - SH - CR - 126 (REV. 3/2003)

127
F2 10-9-16

AGENCY / STATION L.A.S.D. Homicide Bureau	CHARGE (245) ADW on PO
NAME OF SUBJECT (PLEASE PRINT)	
LAST	FIRST

K727296



NAME OF VICTIM (PLEASE PRINT)		FILE / DR NUMBER	
LAST ZAMORA	FIRST PATRICIA	016-00116-3199-055	
INVESTIGATOR / PHONE Det. Cooper 323/890-5500	REC'D FROM #403730 THOMPSON	REC'D BY THOMPSON	DATE / TIME 10-10-16 (1245)

DESCRIPTION OF EVIDENCE (PLEASE PRINT)

PKG(S):

1

BLOOD URINE

Lab Personnel

EVA 9: BLACK "ECCO" Left Sandal

EVA 10: BLACK "ECCO" RIGHT SANDAL
(TO DETERMINE FOR SIZING)

BLOOD ALCOHOL

NARCO (Solid Drugs)

TOX (Drugs in Urine or Blood)

TRACE

BIOLOGY/DNA

FINGERPRINTS

FIREARMS

DOCUMENTS

SPLITS

PHOTO LAB

NIBIN

DRYING SHED

ANALYTICAL RESULTS - Lab Personnel ONLY (Date/By)

SAFETY CHECK (DATE / BY)

FIREARMS Personnel ONLY

RELEASED TO - SIGNATURE / ID #

RELEASED BY

NAME (Print)

AGENCY

DATE

76 R 197C - SH - CR - 126 (REV. 3/2003)

#2 10-10-16 REMARK

AGENCY / STATION L.A.S.D. Homicide Bureau	CHARGE 245 ADW on PO
NAME OF SUBJECT (PLEASE PRINT)	
LAST	FIRST

K727297



NAME OF VICTIM (PLEASE PRINT)		FILE / DR NUMBER	
LAST ZAMORA	FIRST PATRICIA	016-00116-3199-055	
INVESTIGATOR / PHONE COOPER 323/890-5500	REC'D FROM #403730 THOMPSON	REC'D BY THOMPSON	DATE / TIME 10-10-16 (1245)

DESCRIPTION OF EVIDENCE (PLEASE PRINT)

PKG(S):

1

BLOOD URINE

Lab Personnel

EVA 15: ONE (1) SWAB FROM "M"

#430673259000

EVA 16: ONE (1) SWAB FROM "W"

#430644353000

BLOOD ALCOHOL

NARCO (Solid Drugs)

TOX (Drugs in Urine or Blood)

TRACE

BIOLOGY/DNA

FINGERPRINTS

FIREARMS

DOCUMENTS

SPLITS

PHOTO LAB

NIBIN

DRYING SHED

ANALYTICAL RESULTS - Lab Personnel ONLY (Date/By)

SAFETY CHECK (DATE / BY)

FIREARMS Personnel ONLY

RELEASED TO - SIGNATURE / ID #

RELEASED BY

NAME (Print)

AGENCY

DATE

76 R 197C - SH - CR - 126 (REV. 3/2003)

128

10-10-16

#2 10-9-16

129

Bee

Ramon

1400 Barkley
Restaurant

Huntington Blvd

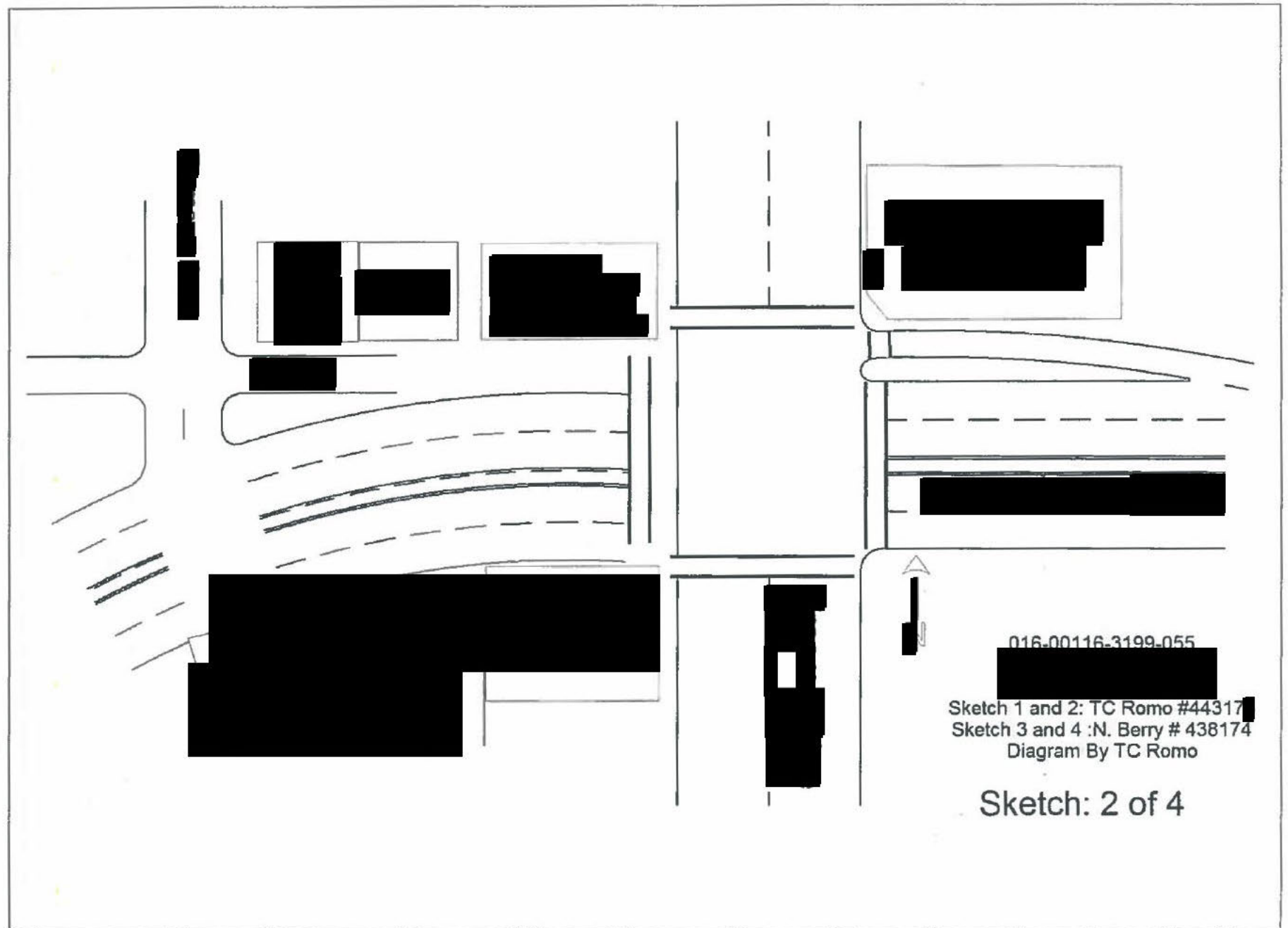


016-00116-3199-055

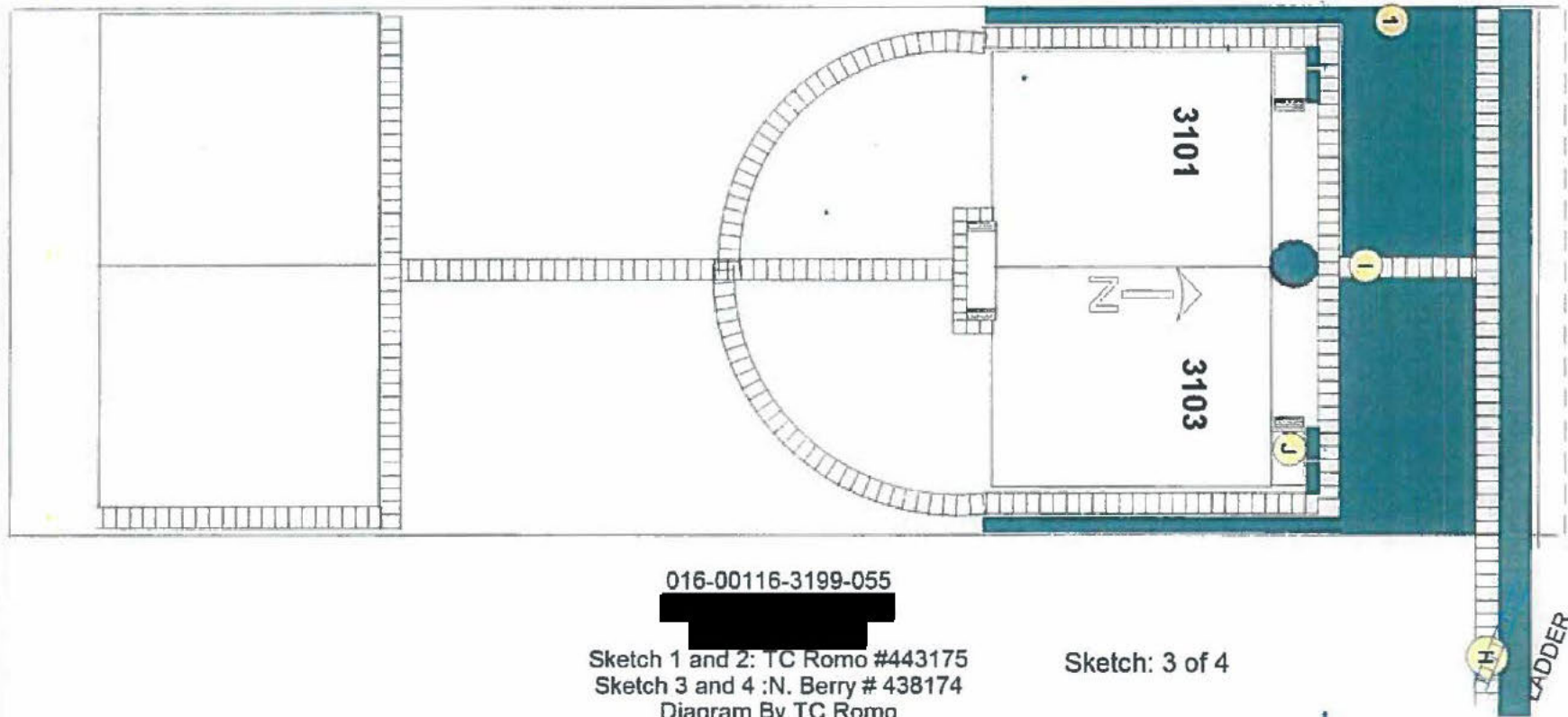
Sketch 1 and 2: TC Romo #443175
Sketch 3 and 4 :N. Berry # 438174
Diagram By TC Romo

Sketch : 1 of 4

130

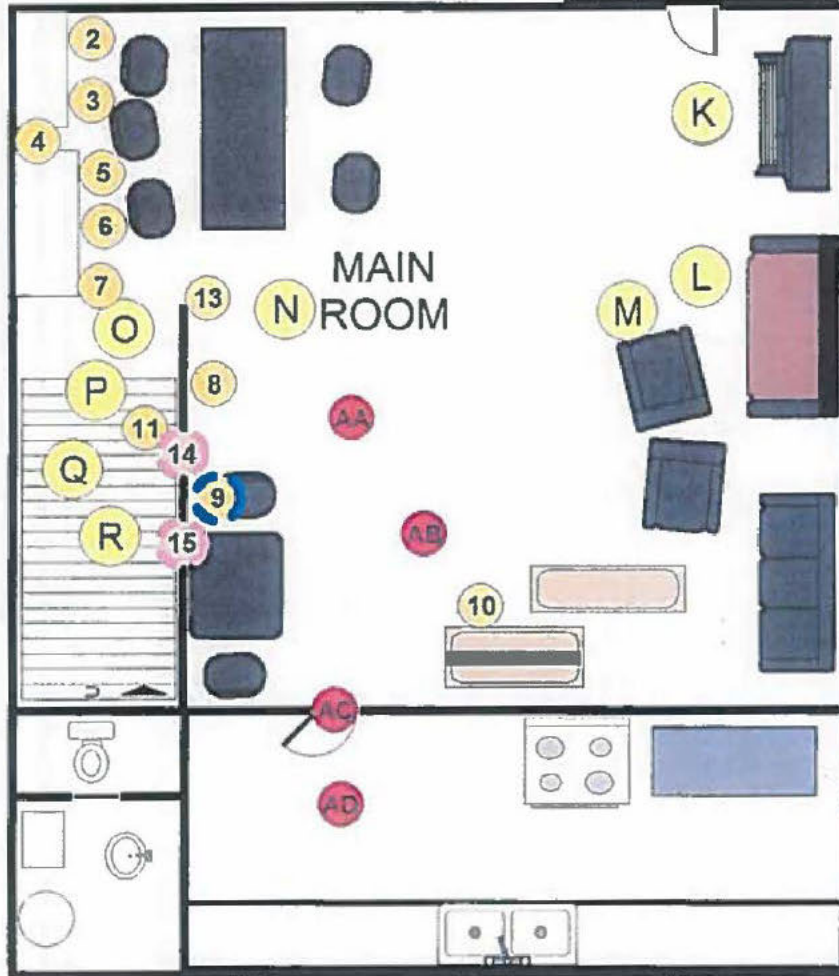


(131)



(On sketch 3 of 4 evidence 1, H, I & J)
 Evidence # 9 underneath chair
 Evidence # 14 and 15 in the wall
 Evidence # T on top of banister
 Evidence # Y on bathroom door
 Evidence # X is on the bed

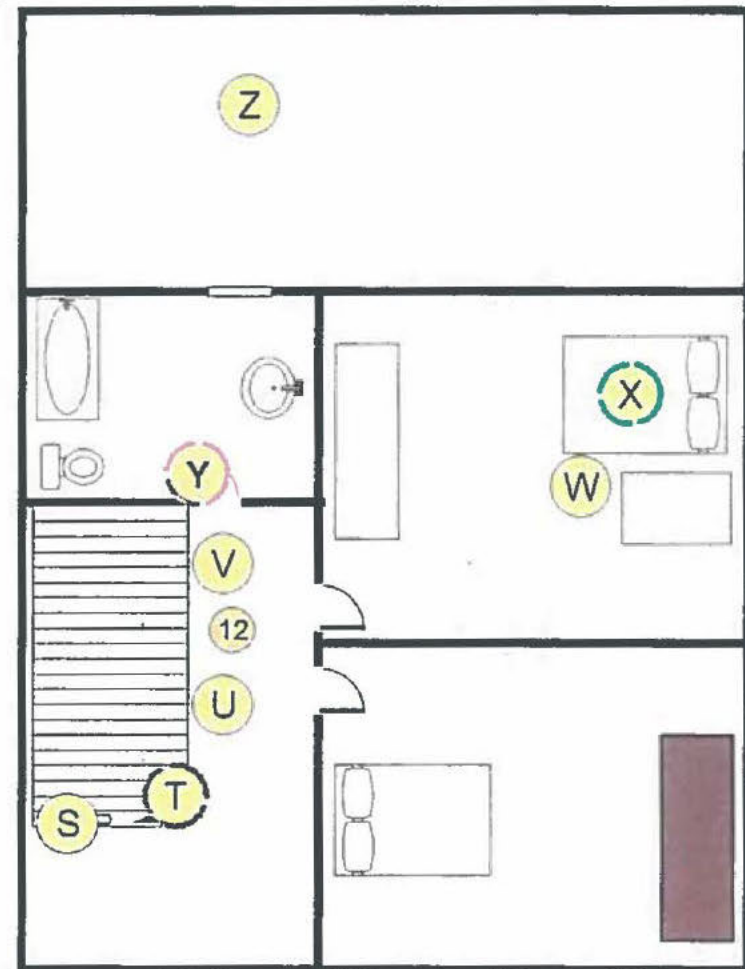
Firearms Evidence A-G and 16,
 Refer to Firearms- Deputy Vanderschaff's Sketch



016-00116-3199-055

Sketch 3 and 4 :N. Berry # 438174
 Diagram By TC Romo

Sketch: 4 of 4



COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: DECEMBER 28, 2016

FILE NO.: 016-00116-3199-055

C: BURGLARY – 459 PC; FALSE
IMPRISONMENT – 236 PC; FELONY
VANDALISM – 594(B)(1) PC; OFFICER
INVOLVED SHOOTING – SUSPECT
INJURED

ACTION: ACTIVE / ADDITIONAL
INFORMATION / SUSPECT
SENTENCED

SOUTH PASADENA POLICE FILE #16-2113
ALHAMBRA POLICE FILE #16-6745

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)

[REDACTED]

D: OCTOBER 9, 2016 (SUN) AT 0431 HOURS

L: [REDACTED]

VICTIMS:

[REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA

[REDACTED]

The purpose of this supplemental report is to provide additional information regarding the above case, specifically the sentencing of **Suspect John Dutchman**.

On 12-28-16, Homicide Investigators, **Detective Dean Camarillo** and **Sergeant Timothy Cain** (Investigators), conducted follow-up in regards to the court status of Suspect Dutchman. As a result of this inquiry, Investigators learned that on December 12, 2016, in Alhambra Superior Court, Suspect Dutchman received a three year felony

DECMEBER 28, 2016

-2-

016-00116-3199-055

probation sentence for the charge of False Imprisonment – 236 PC and time served credit for a 129 day jail sentence.

This investigation remains active.

SUBMITTED BY: INVESTIGATOR DEAN CAMARILLO #438138
SERGEANT TIMOTHY CAIN #218504

APPROVED BY: Sgt. T. Cain #218504 12/31/16
ASSIGNED: DETECTIVE DIVISION - HOMICIDE BUREAU



Los Angeles County Sheriff's Department
Scientific Services Bureau

CRIME SCENE INVESTIGATION REPORT

LATENT PRINTS SECTION

2020 W. Beverly Boulevard
Los Angeles CA, 90057
Phone: (213) 989-2163

File Number: 016-00116-3199-055
Agency: LASD Homicide Bureau
Investigator: H. Cooper # 274621/ G. Durham #463576
Charge: Burglary 459PC; False Imprisonment
236PC; Felony Vandalism 594(B)(1)PC;
Officer Involved Shooting - Suspect
Injured
Report Date: November 7, 2016

FAX: (213) 413-7017

Lab Receipt #:

Victim:

Subject:

Coroner's Case Number:

On October 9, 2016, at the request of LASD Homicide Detectives Cooper and Durham, I responded to 211 S. 1st Street in the city of Alhambra "Alhambra Police Department. The request was to assist detectives with photographic documentation of an officer involved in an officer involved shooting at [REDACTED] and to complete a sketch at the residence.

Observations and Scene Examinations

[REDACTED]

[REDACTED]

[REDACTED]

At the request of Forensic Identification Specialist (FIS) Jackie Thompson, I responded to location #2 to photograph [REDACTED]. Upon my arrival to the station, I met with Sgt. Johnson #178 who directed me to [REDACTED]. I took overall, mid-range and close- up photographs of [REDACTED] with and without his head gear.

Sgt. Johnson directed me to the lieutenants office where he retrieved and cleared an AR-15 style assault rifle. I photographed and collected the rifle and a magazine.

I then responded to location #1 where FIS Thompson gave me a walk through of the scene. During the walk through I observed the following: a ladder on the grass, south of the curb, in front of [REDACTED]. Location #1 was a 2 story duplex located on the south side of Huntington Drive. On the grass in front of [REDACTED] was a fired cartridge case and on the walkway was a broken window frame and broken glass. There was possible blood on the porch of [REDACTED] and throughout the inside in the living/dining room, kitchen, on the stairs and upstairs. Miscellaneous items were all around the interior of the residence. There were seven (7) cartridge cases in various areas of the living/ dining room, one (1) pair of black sandals and a possible bullet impact on a flat screen television.



There were also possible bullet holes in the wall downstairs and in a window and curtains upstairs. A black t-shirt was in the hallway next to the stair case. Possible blood was observed on the upstairs bathroom door as well as broken glass on the balcony.

I completed a sketch of the exterior and interior of location #1 including items of evidence.

I completed an evidence list with the measurements of the evidence items.

I labeled the AR-15 style assault rifle and magazine, that I received at the "Alhambra Police Department," NSB-1 and took additional photographs of the evidence item. I released NSB-1 to Deputy John Vanderschaaf # 279908 at the scene.

I transported and booked one (1) Compact Flash Memory Card at the Crime Lab.

Evidence Inventory

One (1) Compact Flash Memory Card

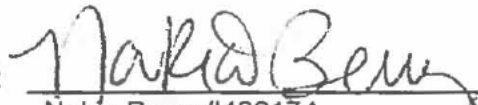
Evidence Disposition

One (1) Compact Flash Memory Card was submitted to the Photo/Digital Imaging Section.

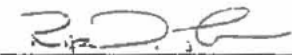
Requests for analysis can be submitted to the respective section supervisors.

Crime scene notes, rough sketches, and supporting documentation are kept in the case file at the laboratory and will be retained indefinitely. Specific measurements recorded at the scene are available in the case file upon request. Computer-aided crime scene diagrams are also available upon request to a Latent Print Section Supervisor.

Report Issued by:


Nakia Berry #438174
Forensic Identification Specialist II

Reviewed by:


Ryan Parker #546544
Forensic Identification Specialist II

2/2/17
Date





Los Angeles County Sheriff's Department
Scientific Services Bureau

CRIME SCENE INVESTIGATION REPORT
FOLLOW-UP

LATENT PRINTS SECTION

2020 W. Beverly Boulevard
Los Angeles CA, 90057

Phone: (213) 989-2163

FAX: (213) 413-7017

File Number: 016-00116-3199-055

Agency: LASD Homicide Bureau

Investigator: Cooper, H. #274621/Durham, G. #463576
(Scene)

Charge: Burglary 459PC; False Imprisonment
236PC; Felony Vandalism 594(B)(1)PC;
Officer Involved Shooting - Suspect
Injured

Report Date: November 7, 2016

Lab Receipt #:

[REDACTED]

Witness #1: Officer Zamora, Patrick #210, South Pasadena Police Department

[REDACTED]

Subject: Dutchman, John Cletus III (03-20-68) Booking #4790502
Coroner's Case Number: n/a

On October 12, 2016, at the request of Investigators Copper and Durham, I responded to Biscailuz Center and met with LASD Aero Bureau. The request was to conduct aerial photography of the scene pursuant to an officer-involved shooting, which occurred on October 10, 2016.

I photographed the overall exterior areas of the house at [REDACTED] (where the officer-involved shooting occurred), as well as the businesses and houses on the north and south sides of [REDACTED].

I submitted one (1) CF memory card to the Photo/Digital Imaging Section

Requests for analysis can be submitted to the respective section supervisors.

Crime scene notes and supporting documentation are kept in the case file at the laboratory and will be retained indefinitely.

Report Issued by:

Jackie Thompson
Jackie Thompson #403730
Forensic Identification Specialist II

Reviewed by:

Ryan Parker
Ryan Parker #552342
Forensic Identification Specialist II

11/10/2017
Date





Los Angeles County Sheriff's Department
Scientific Services Bureau

CRIME SCENE INVESTIGATION REPORT

LATENT PRINTS SECTION
2020 W. Beverly Boulevard
Los Angeles CA, 90057
Phone: (213) 989-2163

File Number: 016-00116-3199-055
Agency: LASD Homicide Bureau
Investigator: Cooper, H. #274621/Durham, G. #463576
(Scene)
Charge: Burglary 459PC; False Imprisonment
236PC; Felony Vandalism 594(B)(1)PC;
Officer-Involved Shooting - Suspect
Injured
Report Date: November 22, 2016

FAX: (213) 413-7017

Lab Receipt #: K727294; K727295; K727296; K727297

[REDACTED]
[REDACTED]
[REDACTED]

Witness #1: Officer Zamora, Patrick #210, South Pasadena Police Department

[REDACTED]

Subject: Dutchman, John Cletus III (03-20-68) Booking #4790502
Coroner's Case Number: n/a

Location #1: [REDACTED]

Location #2: 211 South 1st Street, Alhambra, Alhambra Police Department

Location #3: 1422 Mission Street, South Pasadena, South Pasadena Police Department

On October 9, 2016, at the request of Homicide Investigators Cooper and Durham, I responded to [REDACTED] (Location #1). The request was to assist the investigators in the documentation and collection of evidentiary items pursuant to an officer-involved shooting investigation.

Observations and Scene Examinations

During the walk-through of location #1 with Investigators Cooper and Durham, Cain, Camarillo, Peyton and Baron, I observed the following:

The duplex property located at [REDACTED], consisted of a 2-story/2-bathroom apartment, located on the south side of Huntington Drive. The front door faced north towards the front yard and [REDACTED]. To the west and attached to [REDACTED] was another apartment with the address of [REDACTED]. The front door also faced north towards the front yard and Huntington Drive. Both apartments shared the front and backyard. There was also a backhouse in the backyard.

Lying on the grass in the front yard was a fired cartridge case. A field interview card had been placed next to it. Lying on the walkway before the porch, was a broken window frame with broken glass, which was from the upstairs bathroom. There was possible blood on the front porch.



The first floor of [REDACTED] consisted of a living room/dining room, kitchen, 1/2 bathroom, utility room, and a back door which led to the backyard.

The living room, dining room and kitchen were in disarray. There were no lights on except for the bathroom on the second floor. In the living room/dining room area (no wall separated the two rooms) was a fired cartridge case lying on the floor next to a white fan, one fired cartridge case behind the TV on the fireplace, two fired cartridge cases lying on the fireplace, one fired cartridge case lying underneath a bookcase, and one fired cartridge case lying on the floor in front of the bookcase. There was also a possible bullet hole to the living room/dining room wall adjacent to the stairs. There was also a footwear impression on a white board lying on the floor near the dining room table.

There was possible blood on the kitchen floor, the living room/dining room floor, and on the steps of the stairs that led up to the second floor. At the top of the stairs on the second floor, against the south wall, were two possible bullet holes in the window and to the curtains in front of the window, and one possible bullet hole in the wall above the window. The exterior of the window faced the backyard. From the backyard, I observed the exterior of the same window with the same two possible bullet holes.

The second floor of [REDACTED], also consisted of a hall, which led to 2 bedrooms and 1 full bathroom. There was possible blood on the hall floor and the exterior bathroom door, the exterior north bedroom door, the bed, and the floor inside the north bedroom. There were also two possible bullet holes in the ceiling above the stairs. There was also a chalky-white substance on the hall floor as well

The balcony, outside the second-floor bathroom window, had pieces of glass lying on top.

There was also a ladder lying on the parkway in front of [REDACTED].

There were two surveillance cameras at the house with the address of [REDACTED], and two surveillance cameras at the house with the address of [REDACTED].

Prior to overall photos, I searched the backyard for further firearm evidence, which met with negative results.

I photographed the overall exterior and interior areas of the scene, as well as items of evidentiary value observed above at mid and close-up ranges.

I marked Ev #1 through Ev#16, and Ev-H, Ev-I through Z, and Ev-AA through Ev-DD, then re-photographed them with placards in place at overall, mid and close-up ranges.

Using swabs from property crime kits to collect DNA, I swabbed Ev-M and marked the swab as Ev #15. I then swabbed Ev-W and marked the swab as Ev #16.

I also photographed the exterior and interior of Officer Zamora's patrol vehicle #1407.

Forensic Identification Specialist Berry-Porter, N. #438174, responded to location #2 and photographed [REDACTED] then photographed and collected [REDACTED]'s weapon. FIS Berry-Porter then responded to location #1 and completed sketch #1, which consisted of overall measurements of the exterior and interior of [REDACTED], and marked evidence. Refer to FIS Berry-Porter's photographs, report, sketch, and evidence list for further information.



Forensic Identification Specialist, Romo, T. #443175, responded to location #3 and photographed South Pasadena Police Officer Zamora #210, then photographed and collected Officer Zamora's weapon. FIS Romo also photographed Victim's #1, #2 and #3, and additional officers from South Pasadena Police Department and San Marino Police Department. FIS Romo then responded to location #1 and completed sketch #2, which consisted of the houses and businesses on the north and south side of Huntington Drive, between Beech Street and Fremont Avenue. Refer to FIS Romo's photographs, report and sketch for further information.

Deputy Sheriff Vanderschaaf, J. # 279908, from the Firearms Section, responded to location #1 to document and collect firearms evidence. Deputy Vanderschaaf marked evidence items Ev-A through Ev-G, and I provided photographic documentation of those items. Please refer to Deputy Vanderschaaf's report for further information.

Evidence Inventory

Evidence item #1:	Fired cartridge case "WWC 12. 5.56mm"
Evidence item #2:	Fired cartridge case "WIN .40 S&W"
Evidence item #3:	Fired cartridge case "WIN .40 S&W"
Evidence item #4:	Fired cartridge case "WIN .40 S&W"
Evidence item #5:	Fired cartridge case "WIN .40 S&W"
Evidence item #6:	Fired cartridge case "WIN .40 S&W"
Evidence item #7:	Fired cartridge case "WIN .40 S&W"
Evidence item #8:	Fired cartridge case "WIN .40 S&W"
Evidence item #9:	Left sandal (black) Ecco, Size 41
Evidence item #10:	Right sandal (black) Ecco, Size 41
Evidence item #11:	AFTA, aftershave lotion bottle, 3 oz.
Evidence item #12:	Black "Russell Athletics" t-shirt, Size L, with possible blood
Evidence item #13:	Fired bullet from Ev-A
Evidence item #14:	Fired bullet from Ev-G
Evidence item #15:	Biological swab #430673259000 from Ev-M
Evidence item #16:	Biological swab #430644353000 from Ev-W

Evidence item A:	Possible bullet hole
Evidence item B:	Possible bullet hole
Evidence item C:	Possible bullet hole
Evidence item D-D1:	Possible bullet holes
Evidence item E-E1:	Possible bullet holes
Evidence item F:	Possible bullet hole
Evidence item G:	Possible bullet hole
Evidence item H:	Ladder
Evidence item I:	Broken window/shards of glass
Evidence item J:	Possible blood
Evidence item K:	Possible blood
Evidence item L:	Possible blood
Evidence item M:	Possible blood
Evidence item N:	Possible blood
Evidence item O:	Possible blood
Evidence item P:	Possible blood
Evidence item Q:	Possible blood



Evidence item R: Possible blood
Evidence item S: Possible blood
Evidence item T: Possible blood
Evidence item U: Possible blood
Evidence item V: Possible blood
Evidence item W: Possible blood
Evidence item X: Possible blood
Evidence item Y: Possible blood
Evidence item Z: Shards of glass
Evidence item AA: Possible blood
Evidence item AB: Possible blood
Evidence item AC: Possible blood
Evidence item AD: Possible blood

Evidence Disposition

Ev #1 through Ev #8; Ev #13 and Ev #14, were collected by Deputy Vanderschaaf. Refer to Deputy Vanderschaaf's report for further information.

K727296: Ev #9 and Ev #10 were submitted to Drying Cabinet #2, then to the Photo/Digital Imaging Section.

K727294: Ev #11 was submitted to the Latent Print and Biology Section
Prior to submitting Ev #11 to the Biology Section, I conducted a latent print examination using black and magnetic powder on Ev #11. No latent prints were recovered.

K727295: Ev #12 was submitted to the Biology Section and the Photo/Digital Imaging Section

K727297: Ev #15 and Ev #16 were submitted to the Biology Section

Ev-A through AD were photographed only and not collected.

One (1) CF memory card was submitted to the Photo/Digital Imaging Section

Requests for analysis can be submitted to the respective section supervisors.

Crime scene notes and supporting documentation are kept in the case file at the laboratory and will be retained indefinitely.

Report Issued by: Jackie Thompson
Jackie Thompson #403730
Forensic Identification Specialist II

Reviewed by: Ryan Parker
Ryan Parker #546544
Forensic Identification Specialist II

1/10/2017
Date



I then responded to the crime scene located at [REDACTED] in the city of South Pasadena to further assist Forensic Identification Specialists J. Thompson # 403730 and N. Porter-Berry in the documentation of the scene. At the request of the Sergeant Cooper I rendered a rough sketch with no measurement of the crime scene and adjacent locations and businesses.

Evidence Inventory

One (1) compact flash memory card

TCR_1 One (1) cartridge "WIN 40 S&W"-removed from the chamber of gun

TCR_2 One (1) "Glock" magazine with fifteen (15) cartridges "WIN 40 S&W"-removed from TCR_3

TCR_3 One (1) "Glock" 22. 40 Cal serial # GGE774, black, with light attached

TCR_4 One (1) "Glock" magazine with eight (8) cartridges "WIN 40 S&W"

TCR_5 One (1) "Glock" magazine with fifteen (15) cartridges "WIN 40 S&W"

I collected TCR_1 through TCR_5 from Officer Patrick Zamora at the South Pasadena Police Department. I transported the items to the crime scene located at [REDACTED] and relinquished custody of those items to Firearms Examiner Deputy J. Vanderschaaff #279908.

Evidence Disposition

One (1) compact memory flash submitted to the Photo Digital Imaging Unit.

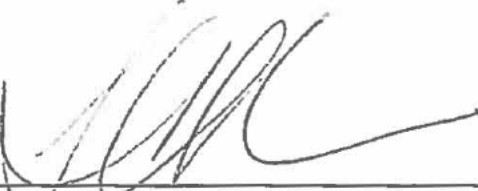
Refer to J. Vanderschaaff report for further information regarding evidence disposition for evidence items TCR_1 through TCR_5.




Requests for analysis can be submitted to the respective section supervisors.

Crime scene notes, rough sketches, and supporting documentation are kept in the case file at the laboratory and will be retained indefinitely. Specific measurements recorded at the scene are available in the case file upon request. Computer-aided crime scene diagrams are also available upon request to a Latent Print Section Supervisor.

Report Issued by:


Teresa Chin Romo # 443175
Forensic Identification Specialist II

Reviewed by:


Ryan Parker #546544
Forensic Identification Specialist II

2/2/17

Date



COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE: JULY 31, 2017

FILE NO.: 016-00116-3199-055

C: BURGLARY – 459 PC; FALSE
IMPRISONMENT – 236 PC; FELONY
VANDALISM – 594(B)(1) PC; OFFICER
INVOLVED SHOOTING – SUSPECT
INJURED

ACTION: INACTIVE / ADDITIONAL
INFORMATION / CASE CLOSED

SOUTH PASADENA POLICE FILE #16-2113
ALHAMBRA POLICE FILE #16-6745

V: SEE BELOW

S: DUTCHMAN, JOHN CLETUS III (INJURED)

[REDACTED]

D: OCTOBER 9, 2016 (SUN) AT 0431 HOURS

L: [REDACTED]

VICTIMS:

[REDACTED]

INVOLVED OFFICERS:

W1: ZAMORA, PATRICK; MH/A; SOUTH PASADENA POLICE; #210

[REDACTED]

NARRATIVE:

On July 31, 2017, Homicide Investigators Sergeant Timothy Cain and Detective Dean Camarillo received a copy of the letter of opinion from the Los Angeles County District Attorney's Office Bureau of Fraud and Corruption Prosecutions Justice System Integrity Division regarding an officer involved shooting investigation (Copy attached). The investigation pertains to the non-fatal shooting of John Dutchman III, which occurred on October 9, 2016. South Pasadena Police Officer Patrick Zamora and Alhambra [REDACTED] were involved in the incident.

JULY 31, 2017

-2-

016-00116-3199-055

Based on the findings detailed in the letter of opinion, the investigation will be concluded and the case will be closed.

Investigators request this case to be inactive to Homicide Bureau.

**SUBMITTED BY: INVESTIGATOR DEAN CAMARILLO #438138
 SERGEANT TIMOTHY CAIN #218504**

Lt. D. Alfred #279879

APPROVED BY:

ASSIGNED: DETECTIVE DIVISION - HOMICIDE BUREAU



LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF FRAUD AND CORRUPTION PROSECUTIONS
JUSTICE SYSTEM INTEGRITY DIVISION

JACKIE LACEY • District Attorney
JOHN K. SPILLANE • Chief Deputy District Attorney
JOSEPH P. ESPOSITO • Assistant District Attorney

SCOTT K. GOODWIN • Director

July 14, 2017

Chief Arthur J. Miller
South Pasadena Police Department
1422 Mission Street
South Pasadena, California 91030

Chief Timothy Vu
Alhambra Police Department
211 South First Street
Alhambra, California 91801

Captain Christopher Bergner
Los Angeles County Sheriff's Department
Homicide Bureau
1 Cupania Circle
Monterey Park, California 91755


Re: Officer Involved Shooting of John Dutchman III
J.S.I.D. File #16-0514
L.A.S.D. File #016-00116-3199-055
S.P.P.D. File #16-2113
A.P.D. File #16-6745

Dear Chief Miller, Chief Vu and Captain Bergner:

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the October 9, 2016, non-fatal shooting of John Dutchman III. Our detailed analysis of this incident is contained in the attached memorandum.

Very truly yours,

JACKIE LACEY
District Attorney


SHANNON PRESBY
Head Deputy District Attorney
Justice System Integrity Division

c: Officer Patrick Zamora, #210


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MEMORANDUM

TO: CHIEF ARTHUR J. MILLER
South Pasadena Police Department
1422 Mission Street
South Pasadena, California 91030

CHIEF TIMOTHY VU
Alhambra Police Department
211 South First Street
Alhambra, California 91801

CAPTAIN CHRISTOPHER BERGNER
Los Angeles County Sheriff's Department
Homicide Bureau
1 Cupania Circle
Monterey Park, California 91755

FROM: JUSTICE SYSTEM INTEGRITY DIVISION
Los Angeles County District Attorney's Office

SUBJECT: Officer Involved Shooting of John Dutchman III
J.S.I.D. File #16-0514
L.A.S.D. File #016-00116-3199-055
S.P.P.D. File #16-2113
A.P.D. File #16-6745

DATE: July 14, 2017

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the October 9, 2016, non-fatal shooting of John Dutchman III by South Pasadena Police Department (SPPD) Officer Patrick Zamora. It is the conclusion of this office that Officer Patrick Zamora acted reasonably and lawfully in self-defense and in defense of others when he used deadly force against John Dutchman III. It is the conclusion of this office that there is insufficient evidence to prove beyond a reasonable doubt that Alhambra Police Department (APD) [REDACTED] acted unlawfully under the circumstances in shooting at [REDACTED]

The District Attorney's Command Center was notified of the shooting on October 9, 2016, at approximately 9:57 a.m. The District Attorney Response Team responded and was given a walk-through of the scene.

The following analysis is based on investigative reports and witness statements taken during the investigation by the Los Angeles County Sheriff's Department (LASD) and submitted to this office by Sergeant Tim Cain and Detective Dean Camarillo. The reports also include photographs, video,

and radio communications recordings.¹ No compelled statements were considered for purposes of this analysis.

FACTUAL ANALYSIS

On October 8, 2016, John Dutchman attended a birthday party in Alhambra where he met up with several friends. Prior to arriving at the party, Dutchman drank two beers and while at the party, Dutchman drank a bottle and a half of wine and took three "hits" of marijuana. At about 11:30 p.m., Dutchman and his friends, [REDACTED], drove to The Barkley Restaurant and Bar in South Pasadena to continue the celebration.² At approximately 1:45 a.m. the group of friends left the bar with [REDACTED] driving, [REDACTED] in the front seat, and Dutchman and [REDACTED] in the back seat. As they were traveling in the area of Fremont Avenue and Huntington Drive, Dutchman suddenly exited the car and walked away. Dutchman's friends were driving around the area trying to find Dutchman, when they were stopped by SPPD [REDACTED] at about 2:20 a.m. for driving on the wrong side of the road. [REDACTED] informed [REDACTED] that they were looking for their friend, Dutchman, who suddenly exited their vehicle as they were driving home. [REDACTED] determined [REDACTED] was not intoxicated and gave her a warning for traveling on the wrong side of the road. Dutchman's friends then drove to [REDACTED] apartment in Alhambra, figuring Dutchman would eventually return there.

Dutchman instead walked to [REDACTED] and entered the residence of [REDACTED] and her daughter [REDACTED]. The residence at [REDACTED] and is a two-story residential duplex with an attached unit on its west side which has an independent address of [REDACTED]. The residence has two-bedrooms, a full bathroom, and [REDACTED] half-bathroom. There is a kitchen, half-bathroom, living room and dining room on the first floor. Two bedrooms are located upstairs along with a full bathroom. The property has a common balcony located on the second floor, which faces Huntington Drive. The front door of the residence also faces Huntington Drive.



[REDACTED] ve

¹ Neither officer was wearing body worn video. However, digital in-camera video (DICV) from [REDACTED] patrol car did capture a portion of Hennes' approach to the location and the subsequent sound of his weapon firing. The DICV camera was not positioned in a way to visually capture [REDACTED] actually discharging his weapon.

² The Barkley Restaurant and Bar is located at [REDACTED]



Dutchman would later state that he had no memory of walking to the residence or entering the residence.³



Proximity of The Barkley Restaurant and Bar to [REDACTED]

At approximately 4:00 a.m., [REDACTED] was asleep on the first floor of her residence when she awoke feeling ill and went upstairs to use the bathroom. While inside the bathroom, [REDACTED] dog barking loudly and [REDACTED] emerging from her bedroom. Upon opening the bathroom door to see what the commotion was about, [REDACTED] observed a bald headed adult, later identified as John Dutchman III, ascending the staircase in her home. In fear that Dutchman, a stranger, was there to attack them, [REDACTED] grabbed [REDACTED] and pulled her into the bathroom. [REDACTED] closed the door and held it shut to prevent Dutchman from gaining entry.⁴ Dutchman began pushing on the door attempting to gain entry, but [REDACTED] firm against the door. [REDACTED] screamed and yelled for help while telling Dutchman to go away. Dutchman made unintelligible growling noises as he continued to push on the door. [REDACTED] had her cell phone and was able to call 9-1-1.⁵ After

³ The Barkley Restaurant and Bar is located approximately 500 feet from [REDACTED].

⁴ The bathroom door was not equipped with a locking mechanism.

⁵ [REDACTED] call was handled by a SPPD operator.

struggling back and forth over the door for a while, [REDACTED] heard Dutchman walk back down stairs to the first floor. [REDACTED] then heard the noise of items breaking and crashing downstairs.

[REDACTED] directed [REDACTED] to go get help by climbing out the bathroom window to the balcony. [REDACTED] broke the bathroom window and threw it outside onto the front yard as she screamed for help. While [REDACTED] was outside on the balcony, she saw a gunshot fired by an officer. [REDACTED] heard the officer screaming at her to raise her hands and [REDACTED] immediately complied. Meanwhile inside the bathroom, [REDACTED] heard a single gunshot and Dutchman returning upstairs. Dutchman made one last attempt to get into the bathroom, but was unable to push past [REDACTED]. [REDACTED] heard [REDACTED] bedroom door close and believed Dutchman was inside the bedroom. At that time, [REDACTED] climbed through the bathroom window onto the balcony.

At approximately 4:26 a.m., officers from the SPPD responded to [REDACTED] 9-1-1 call which was reported as a burglary in progress. SPPD dispatch advised the suspect was downstairs and was described as a male Hispanic, 30-35 years of age, wearing a yellow shirt and dark shorts. SPPD [REDACTED] was the first unit on scene and positioned his patrol vehicle a few houses east of the location.⁶ SPPD [REDACTED] and SPPD Officer Patrick Zamora arrived on scene seconds later.⁷ As they stood near the front door, they were advised the suspect was making his way upstairs. Hearing frantic screams coming from the residence, [REDACTED] Zamora, and [REDACTED] entered the location by pushing open the front door, which was locked but not secured.⁸ Zamora entered first, followed by [REDACTED]. The interior of the residence was completely dark. As Zamora positioned himself at the base of the stairs, [REDACTED] stood directly behind Zamora and [REDACTED] walked toward the kitchen area to clear it. Meanwhile, the frantic screams continued upstairs. Within seconds after taking a position at the base of the stairwell and illuminating the stairwell, Zamora observed a suspect, later identified as Dutchman, leaning down towards the stairwell while holding something in his hands and pointing it at Zamora. Fearing he was about to get shot, Zamora fired his weapon in Dutchman's direction. Zamora fell backwards down the stairs, onto [REDACTED], and landed on his back as he continued to fire in Dutchman's direction. Zamora fired a total of seven rounds, not knowing if he had actually struck Dutchman.



⁶ Coincidentally, [REDACTED] had conducted a traffic stop of Dutchman's friends about two hours earlier.

⁷ The SPPD had only four units (three patrol officers and a sergeant) on duty at the time of this incident and all responded to the location. [REDACTED] also responded to the location, but covered the rear part of the residence and did not enter the location.

⁸ A subsequent examination of the door revealed that the door could be pushed open even if the door knob was in the locked position because the door knob failed to engage in the strike plate while the door was in the closed position. The only way to secure the front door was to engage the deadbolt.



Close-up of Stairwell

Dutchman retreated into a bedroom upstairs and assistance was requested from neighboring police agencies. Zamora and [REDACTED] stood up and positioned themselves behind cover at the base of the stairwell. As the screaming continued upstairs, Zamora called out to Dutchman, but there was no reply. The officers then heard footsteps and someone running the length of the house, toward the south portion of the house. [REDACTED] stepped outside and observed a woman, later identified as victim [REDACTED], lean over the balcony. The sound of glass breaking was heard upstairs. Meanwhile, [REDACTED] had climbed out the bathroom window and onto the balcony. At this time, [REDACTED] observed officers from the Alhambra Police Department (APD) and San Marino Police Department (SMPD) standing in the front yard of the residence.⁹ [REDACTED] advised them there was a woman, [REDACTED] on the second floor that needed to be rescued. [REDACTED] also advised his dispatcher of their intent to rescue a woman from the second floor. [REDACTED] instructed [REDACTED] climb down in his arms, but she refused.¹⁰ The officers requested a ladder from the fire department, who were staged nearby.

SMPD [REDACTED] was among the first assisting officers to respond. Upon his arrival, officers from the SPPD were in the process of rescuing [REDACTED]. As [REDACTED] was about to go retrieve a ladder from the fire department, he heard a gunshot but did not see who fired. SMPD Sergeant [REDACTED] also responded to assist. When [REDACTED] arrived at the location, [REDACTED] was standing at the threshold of the location and [REDACTED] was inside. [REDACTED] advised [REDACTED] they had a "hot prowler" call, that two shots had been fired ([REDACTED] assumed by officers), and that it was unknown if the suspect was hit. [REDACTED] further advised that the victims and the suspect were upstairs. [REDACTED] formulated a plan to get the victims down, and the fire department was requested to stage nearby. While [REDACTED] was in the process of obtaining a ladder from the fire department, he observed several APD officers, among them [REDACTED], arrive and approach the residence. Shortly thereafter, [REDACTED] heard a shot fired and in fear of getting ambushed, hid in nearby shrubs. [REDACTED] then heard an Alhambra officer ask who shot, at which time [REDACTED] responded he had.¹¹

The APD patrol vehicles of the officers who responded to the location were equipped with digital in-car video (DICV). The DICV from [REDACTED]'s patrol vehicle, parked approximately three houses from the location, partially captured [REDACTED] initial approach to the location. The DICV video footage shows [REDACTED] running on the sidewalk of [REDACTED] [REDACTED] headed toward the location, followed immediately behind by APD Officer [REDACTED] [REDACTED] are then seen running into the front yard of the location where they disappear from camera view. The

⁹ The Monterey Park and San Gabriel Police Departments also responded, all within a few minutes of each other.

¹⁰ Unbeknownst to [REDACTED] was partially blind and did not see [REDACTED] or his attempt to help her.

¹¹ [REDACTED] was wearing an audio recorder which captured this portion of the incident.

visible portion of the front yard appears dark but for a street light directly in front of the location. Approximately twelve seconds later, [REDACTED] rifle shot is heard and [REDACTED] return into camera view as they run back taking cover behind a low concrete wall/border along the front yard and to the right of the location. [REDACTED] is immediately heard stating, "She pointed something my way. I couldn't see what it was."

[REDACTED] from the Monterey Park Police Department also responded to assist. When [REDACTED] arrived, patrol cars from the Monterey Park Police Department were stationed on the east and west sides of the location, with their post mounted spotlights lighting up the front of the house. At this point, [REDACTED] did not know there were South Pasadena officers inside the house. Each responding police department was on its own radio frequency and hence, each was not receiving information being directly transmitted by the SPPD and officers at the scene.¹² [REDACTED] was walking toward a large tree on the west side of the house, where he intended to take a position of cover, when he heard a single gunshot. [REDACTED] observed [REDACTED], who was directly in front of him, fire in a southbound direction. [REDACTED] immediately stated, "She pointed something at me. She pointed something at me." [REDACTED] looked up toward the residence and observed [REDACTED] standing on the second story balcony. [REDACTED] knelt down taking cover behind the balcony. [REDACTED] was out of sight for about ten seconds before standing up with her hands raised as instructed.

[REDACTED] was the first APD officer to respond to the scene. As he was approaching the location, [REDACTED] briefly spoke to a security guard standing nearby who advised him that he had heard several gunshots coming from the location of the radio call. Upon his arrival, [REDACTED] observed a SPPD officer standing in the front yard of [REDACTED]. The officer was yelling at a female, who was standing on the upstairs balcony, and she was in turn yelling back.

[REDACTED] inquired what was going on but was only told to cover the side yard to the west of the duplex, whereupon [REDACTED] drew his firearm and covered the side yard of the residence. While he was covering the side yard, [REDACTED] overheard a SPPD officer tell a San Marino sergeant that a male and female were still inside the residence and that one possibly had a gun. Based on the information obtained from the security guard and what he overheard from the SPPD officer, [REDACTED] advised the incoming APD units that the situation possibly involved an active shooter and suggested they wear their vests and bring rifles.

While covering the side yard, [REDACTED] heard a loud gunshot close to him. [REDACTED] then observed [REDACTED] yelling and pointing his rifle upwards at the balcony.¹³ [REDACTED] yelled, "She pointed something at me!" [REDACTED] then retreated to the sidewalk just west of the location behind a small cinder block wall.

Members of the Los Angeles County Sheriff's Department Special Enforcement Bureau (SEB) subsequently responded to the location where they made announcements for Dutchman to show himself. Dutchman responded by moaning and asking for help. Dutchman yelled out he was not armed, and in a confused and rambled way stated that this was a big misunderstanding and he did not know how he got there. Dutchman then emerged from the second floor, stood with his hands

¹² The SPPD department communications log shows that at 4:49 a.m. the SMPD and the APD were advised to switch to SPPD frequency. This was *after* SPPD units had made entry at 4:30 a.m., *after* the initial shots were fired at 4:31 a.m., and *after* "shots fired heard on the Huntington side - Unk if from susp or officer" was reported at 4:41 a.m.

¹³ [REDACTED] was armed with his department issued M4, 5.56 x 45 mm caliber, semiautomatic rifle.

raised and said, "I thinking I'm shot." Dutchman removed his shirt as instructed, revealing a through-and-through gunshot wound to his right bicep. Dutchman then came downstairs and was taken into custody without incident. The fire department responded and transported Dutchman to Huntington Memorial Hospital for medical treatment.

Dutchman was subsequently charged in case number GA099283 with two counts of false imprisonment by violence in violation of Penal Code section 236, felony vandalism in violation of Penal Code section 594(a), and aggravated trespassing in violation of Penal Code section 602.5(b). On December 12, 2016, Dutchman was convicted of one count of false imprisonment by violence and sentenced to 129 days in jail and three years of formal probation.

Statement of Officer Patrick Zamora

Zamora provided a voluntary statement to Investigating Officers Cain and Camarillo. Zamora responded to a burglary in progress at [REDACTED] at approximately 4:15 a.m. Dispatch advised that the reporting party was still on the phone with the dispatcher and the suspect was still at the location. Zamora responded "Code 3" (with lights and siren) to the location, turning off his sirens about a block from the location and parked approximately two residences east of the location. Upon Zamora's arrival, [REDACTED] were already out of their vehicles and approaching the location. As Zamora neared the residence, he heard a high-pitched scream coming from inside the location. The scream sounded as if someone was in great peril and in dire need of help.

Zamora was the second officer to enter the house. Zamora made a tactical decision not to announce his presence, so as not to give a direction as to where he was located. Once inside, Zamora noted the location was dark and the screaming continued coming from upstairs. Zamora also heard a pounding sound, as if someone was hitting a wall. Zamora went toward the stairwell and stopped at the base of the stairs for his fellow officers to fall in behind him. The staircase was dark. To the right of the staircase was a solid wall which separated the unit from the adjoining unit, and to the left was a solid wall that stopped midway up the staircase, where a railing started. A ceiling was over the lower portion of the stairs. As the officers ascended up the stairs, Zamora was in front, followed by [REDACTED]. Zamora activated the light attachment on his duty weapon. As Zamora reached the fourth step, he observed a suspect, Dutchman, to his immediate left and above him. Dutchman was leaning over the rail with his hands together and both of his arms bent at an approximate 45-degree angle. During his interview with investigators Cain and Camarillo, Zamora demonstrated Dutchman's position on the stairwell when he encountered him.



Zamora Demonstrating Dutchman's Position on the Stairs

In fear that Dutchman was holding a weapon and was about to shoot him and his fellow officers, Zamora turned and twice fired in Dutchman's direction.¹⁴ Zamora did not know if he struck Dutchman, but after Zamora fired his weapon, Dutchman appeared to lean more in Zamora's direction. Zamora began to move backwards down the stairs, but fell backward as he continued to fire in Dutchman's direction. As Zamora landed on his lower back, he felt pain go through his body which caused him to believe he had been shot. Zamora then rolled to his left and took a position of cover behind the solid wall while still maintaining a view up the stairs. [REDACTED] then instructed Zamora to change out his weapon's magazine, which he did.¹⁵

Following the shooting, Zamora continued to cover the stairs as [REDACTED] covered the downstairs and [REDACTED] covered the backdoor area. Meanwhile, the screaming and the pounding continued upstairs. Zamora yelled upstairs asking where the suspect was. A female voice ([REDACTED]) replied that he was in her room or getting into her room. Thereafter, Zamora heard [REDACTED] behind him, as if she made it outside or through a window. Zamora then heard [REDACTED] yelling that her mother was holding the door. At this point, Zamora knew that officers from other agencies had arrived and were communicating with the victims from outside. Thereafter, a ladder arrived and he heard an officer telling the victims they would be taken down the ladder. Once the victims were evacuated from the location, Zamora and [REDACTED] were relieved of their positions inside the location.

At some point in the middle of the incident, Zamora heard an additional shot whereupon he had [REDACTED] take his position near the stairs, so that he could look out the door to ensure they were not in a crossfire situation. Zamora yelled out asking who was shooting and an unknown voice responded he had shot.

Statement of Officer [REDACTED]

[REDACTED] provided a voluntary statement to investigators Cain and Camarillo. [REDACTED] was on patrol when he responded to the location to assist the SPPD with a "shots fired" call. [REDACTED] was not specifically dispatched to the location; he heard a radio broadcast that SPPD had shots fired at [REDACTED] and headed that way to assist. [REDACTED] was already at the location. [REDACTED] questions regarding coordination, such as where he should set up and also communicated with another APD unit, [REDACTED], who were following him to the location. As he arrived at the location but before he exited his vehicle, [REDACTED] advise over the radio, "Active shooter, grab your vests and rifles." [REDACTED] did not receive any type of suspect description.¹⁶

As instructed, [REDACTED] removed his rifle from his vehicle and got his vest and helmet. While still at the vehicle, he "racked" a round into the weapon's chamber. [REDACTED] briefly spoke with [REDACTED] and [REDACTED] along the lines of, "Are you ready?" before heading towards the location. As he neared the

¹⁴ Zamora was armed with his department issued Glock, Model 22, .40 caliber semiautomatic pistol, equipped with a tactical light mounted on the frame.

¹⁵ An examination of the magazine in use at the time Zamora fired his weapon revealed there were eight cartridges left in the magazine, indicating Zamora fired seven rounds.

¹⁶ The audio recording of the APD communications log indicates that [REDACTED], in fact, did not receive any suspect information or details regarding the nature of the call prior to approaching the location. The radio call is announced as, "South Pas shots fired" at [REDACTED] thereafter [REDACTED] announces, "Possible active shooter, you guys may want to wear your vests, bring rifle." APD officers are then advised that two SPPD officers are at scene and it is going to be a SPPD "handle." An inquiry immediately follows, "What time do you want units to switch to South Pas frequency?" However, APD units are not advised to switch to SPPD frequency until well after [REDACTED] has discharged his rifle.

location, [REDACTED] heard male voices coming from the area of the house. Because it was dark and his view was obstructed by bushes, [REDACTED] did not see anyone at this point. When [REDACTED] cleared the tree line on the east side of the property, he observed [REDACTED] standing on the porch of the location a few feet away from two officers he did not recognize. The two unknown officers were yelling into the house. [REDACTED] quickly scanned the location by looking to his left and right. He observed the location was a two-story duplex with a solid balcony. [REDACTED] noted the house was poorly lit and the inside was illuminated by officers. It appeared as if there was an interior light on upstairs, and there was glass and/or a screen on the sidewalk that divided the duplex's front lawn.

Thinking he needed to find out more information regarding the call, [REDACTED] ran directly to [REDACTED]. As he was running towards [REDACTED] observed a figure [REDACTED] "pop up" from the balcony. The figure appeared to be that of a person who was hunched over and leaning forward with the arms fully extended in front of the body. [REDACTED] could not otherwise observe any distinguishing features due to the darkness of the location. Although he was able to see the person's head and shoulders, [REDACTED] could not tell if the person's hands were together or apart. Although [REDACTED] did not see any objects in the person's hands, he could not be certain that there was not anything in the person's hands. [REDACTED] did not hear the person say anything. Nonetheless, when the person "popped up" unexpectedly, it "registered" to [REDACTED] that this person was the shooter. Feeling vulnerable and exposed in the middle of the yard, [REDACTED] fired his rifle one time in the direction of the figure which he perceived to be a shooter. As he fired, [REDACTED] did not stop to take direct aim. [REDACTED] was running in a southwest direction, quickly turned his head to his left, and fired in the direction of the figure who was to [REDACTED] left and forward. Because the incident happened so quickly, [REDACTED] did not give any verbal commands prior to pulling the trigger. The figure immediately dropped behind the balcony and [REDACTED] braced himself anticipating the impact of being shot, however that never came. [REDACTED] then made his way to a planter, which was west of the location, as he yelled at the figure to, "Let me see your hands!"

[REDACTED] did not recall if the tactical light on his rifled was turned on at the time. After he shot, the balcony was illuminated with a spotlight from the street and [REDACTED] observed that the figure he saw was, in fact, a young female Asian who was standing in the center of the balcony. At the time he fired his rifle, [REDACTED] was unaware of any rescue attempts and a ladder had not arrived at the location.¹⁷

Statement of John Dutchman III

Dutchman is an Army veteran who experienced combat during the Gulf War. In 2009, Dutchman was diagnosed with Post Traumatic Stress Disorder and tinnitus. Although Dutchman receives disability benefits, he is not prescribed any medications. Dutchman has been married for five years, but most of the time his wife lived in her native country of Korea, while he lived in the United States. About three weeks prior to this incident, Dutchman began living with his wife and her two children in North Carolina. After approximately three weeks of cohabitation, Dutchman left his wife and came to California to meet up with his friend and fellow Gulf War veteran, [REDACTED]. Dutchman arrived in the Los Angeles area on October 5, 2016, and had been staying at Miguel G.'s residence in Whittier. On October 8, 2016, Dutchman had a case of wine delivered to [REDACTED] house. Dutchman and [REDACTED] then went to [REDACTED] house in Alhambra to celebrate [REDACTED] birthday where they finished the six bottles of wine with their other friends, [REDACTED] and [REDACTED].

¹⁷ The D1CV video footage from [REDACTED] patrol vehicle shows there was no ladder in the front yard of the location at that time.

████████ Dutchman drank a bottle and a half of wine at the location. In addition to the wine, Dutchman drank two bottles of India Pale Ale beer and took three "hits" of marijuana.

At about 11:00 p.m., Dutchman, ██████████ house and went to The Barkley Restaurant and Bar.

While at The Barkley, Dutchman consumed two more India Pale Ale beers, two Mai Tais, and two Greyhounds.¹⁸ Dutchman did not feel his drinking was anything out of the ordinary, and felt he could handle his alcohol. Dutchman paid the bar bill. After he paid the first tab, Dutchman realized it was still early and continued to order more drinks. Dutchman had a clear memory of events up until the time he closed his bar tab at around 1:45 a.m.¹⁹ After that, Dutchman had no memory of leaving the bar; the last person he recalled speaking to was the bartender. Dutchman had no memory of how he got to ██████████, nor of entering the residence. Dutchman recalled a "wild period" which he likened to a psychedelic acid trip. During this "wild period," Dutchman recalled hearing gun shots and female screams, being afraid, and being in a lit room with a lot of laundry. Dutchman admitted to using acid several years prior, but stated he has not used acid since.²⁰ During this time, Dutchman did not recall seeing officers, nor did he remember pointing an object at an officer. Although it is possible that Dutchman would have armed himself with something if he felt threatened, he did not have a memory of feeling threatened.

Dutchman's next clear memory of events is from ten minutes before descending the stairs at the residence to surrender to police. Dutchman recalled "coming to" and being in a kneeling position. He had pain in his arm, which he initially thought was a result of him sleeping on it. He was in an upstairs bedroom when he heard a discussion that there was a suspect on the second floor. As he regained more consciousness, he realized he had been shot and the conversation coming from downstairs was about him. Dutchman then began to communicate with the officers and to cooperate. Dutchman told the officers he was not a threat and not to shoot. Dutchman then made his way to the wooden bannister where he removed his T-shirt as he was instructed to do, before descending the stairs and being taken into custody.

Dutchman has never suffered a blackout in the past. He could only assume he went inside the residence at ██████████ to find a place to sleep.²¹

Physical Evidence

A ladder was on the grass, south of the curb, in front of ██████████. A fired cartridge case, consistent with having been fired from ██████████ weapon, was on the grass in front of ██████████. A broken window frame and broken glass were on the walkway to the residence and on the balcony. Inside the residence, there were no lights on except for the bathroom on the second floor. There was blood throughout the inside in the living/dining room, kitchen, on the stairs, and upstairs. In the upstairs portion of the residence, there was blood on the hall floor, the exterior bathroom door, the bedroom door, the bed, and the floor inside the bedroom. The living room, dining room, and kitchen were in disarray. A gray bottle of aftershave was located on the

¹⁸ A Mai Tai is a cocktail drink containing rum, and a Greyhound is a cocktail drink containing either gin or vodka.

¹⁹ A copy of the two bar receipts was obtained by investigators. One receipt was for a \$30 tab at 1:07 a.m. and the other was for a \$63 tab at 1:45 a.m.

²⁰ Dutchman's blood was drawn, pursuant to a search warrant, approximately 15 hours following the incident. A toxicology test result was positive for cannabinoids, but negative for any other controlled substances.

²¹ Dutchman has no prior criminal convictions.

fourth step of the stairs. The bottle appeared to be out of place, as there were no other items on the stairs.²²



Aftershave Bottle on the Fourth Step of the Staircase



Aftershave Bottle

Seven cartridge cases, consistent with having been fired from Zamora's weapon, were in various areas of the living/dining room. Bullet holes were in the wall downstairs and in a window and curtains upstairs. Two bullet holes were also in the ceiling above the stairs.²³

LEGAL ANALYSIS

Any peace officer who has reasonable cause to believe that the person to be arrested has committed a public offense may use reasonable force to effect the arrest, to prevent escape or to overcome resistance.²⁴ California law permits the use of deadly force by police officers when necessary to

²² A latent print examination was conducted, but no latent prints were recovered from the bottle. The bottle also appeared to have a stain resembling blood, but an examination determined the stain was not blood.

²³ No round impacts were observed on the exterior of the residence, indicating that [REDACTED] fired round did not make contact with the residence.

²⁴ Penal Code section 835a.

affect the arrest of a person who has committed a forcible and atrocious felony which threatens death or serious bodily injury. *People v. Ceballos* (1974) 12 Cal.3d 470, 477-484. Forcible and atrocious crimes are those crimes whose character and manner reasonably create a fear of death or serious bodily injury. *Ceballos*, supra, 12 Cal.3d at 479.

California law permits the use of deadly force in self-defense or in the defense of others if it reasonably appears to the person claiming the right of self-defense or the defense of others that he actually and reasonably believed that he or others were in imminent danger of great bodily injury or death.²⁵ *People v. Randle* (2005) 35 Cal. 4th 987, 994 (overruled on another ground in *People v. Chun* (2009) 45 Cal. 4th 1172, 1201); *People v. Humphrey* (1996) 13 Cal. 4th 1073, 1082.

In protecting himself or another, a person may use all the force which he believes reasonably necessary and which would appear to a reasonable person, in the same or similar circumstances, to be necessary to prevent the injury which appears to be imminent. If the person's beliefs were reasonable, the danger does not need to have actually existed.²⁶

A reasonable belief that danger exists may be formed by reliance on appearances. *Davis v. Freels* (7th Cir. 1978) 583 F.2d 337, 341. Actual danger is not necessary to justify the use of deadly force in self-defense. If one is confronted by the appearance of danger which one believes, and a reasonable person in the same position would believe, would result in death or great bodily injury, one may act upon those circumstances. The right of self-defense is the same whether the danger is real or merely apparent. *People v. Toledo* (1948) 85 Cal.App.2d 577. If a person acted from reasonable and honest convictions he cannot be held criminally responsible for a mistake in the actual extent of the danger, when other reasonable men would alike have been mistaken. *People v. Jackson* (1965) 233 Cal.App.2d 639.

No right is guaranteed by federal law that one will be free from circumstances where he will be endangered by the misinterpretation of his acts. *Sherrod v. Berry* (7th Cir. 1988) 856 F.2d 802, 805 (quoting *Young v. City of Killen, Tx.* (5th Cir. 1985) 775 F.2d 1349 at 1353).

In determining the reasonableness of an officer's actions, allowances must be made for the fact that police officers are often forced to make split-second judgments, in circumstances that are tense, uncertain and rapidly evolving, about the amount of force that is necessary in a particular situation. *Graham v. Connor* (1989) 490 U.S. 386, 396-398.

The evidence examined in this investigation shows that Dutchman, in a highly intoxicated state, unlawfully entered a family residence in the early morning hours putting the two residents, a mother and daughter, in extreme fear for their safety. The two residents took refuge in a bathroom and called the police for assistance. Officer Zamora was one of the initial officers who responded to the call of a burglary in progress with the suspect still at the location. Hearing frantic screams for help, Zamora, accompanied by [REDACTED] entered the very dark residence. Once inside the residence, the officers continued to hear frantic screams coming from the upstairs portion of the residence. The frantic screams led officers to believe that they were confronted with a life or death situation. As Zamora illuminated the dark staircase leading to the upstairs, he encountered the intruder, Dutchman, who appeared to be holding an object in his hands and pointing it at Zamora. In fear for his safety and that of the officers immediately behind him, Zamora

²⁵ Penal Code section 197 and CALCRIM No. 505.

²⁶ CALCRIM No. 3470.

fired his weapon at Dutchman and continued to fire in Dutchman's direction as Zamora fell off the stairs and onto [REDACTED]. Zamora's fears were reasonable under the circumstances.

Although it was ultimately determined that Dutchman was not armed with a weapon, and no latent prints were recovered from the aftershave bottle, the location of the aftershave bottle on the staircase nonetheless suggests the possibility that Dutchman was holding the bottle, which Zamora might have reasonably but mistakenly perceived as a weapon. Given the darkness of the stairwell and the gray color of the bottle, it is not unreasonable that Zamora would have mistaken the bottle for a weapon. Further, although Dutchman had no memory of holding anything in his hands during his encounter with Zamora, Dutchman's memory is unreliable since he had no memory of his encounter with police prior to descending the stairs and being taken into custody. Given the totality of the circumstances, Zamora reasonably believed that Dutchman presented an immediate threat to [REDACTED], as well as to himself and his fellow officers. Therefore, Zamora's decision to fire at Dutchman was both lawful and reasonable given the apparent life or death situation, and rapidly evolving circumstances.

The evidence examined in this investigation further shows that once inside the residence, the SPPD officers requested assistance prompting the response of four separate police departments, Alhambra, San Marino, Monterey Park, and San Gabriel. However, each responding police agency was on its own radio frequency, resulting in a delay in effectively communicating critical, evolving information. It was not until several minutes into the incident, that agencies were coordinated to be in sync on the same radio frequency. The evidence examined in this investigation shows that [REDACTED] arrived at the location as victim [REDACTED] was on the balcony, and officers were formulating a rescue plan to get her and her mother safely out of the home. [REDACTED] arrived possessing limited information about the radio call; he only knew that shots were fired at the location and that the situation involved a possible "active shooter." Beyond that, [REDACTED] had no further information such as a description of the suspect, victim description, or the exact nature of the call. Immediately upon arriving at the location, [REDACTED] ran directly onto the wide-open front yard of the location on his way to [REDACTED]. As he did so, [REDACTED] glanced at the balcony and observed victim [REDACTED]. Having no suspect or victim descriptions, and only knowing that shots were fired, [REDACTED] in an instant, mistakenly concluded that [REDACTED] was a shooter and was pointing something at him. Fortunately, [REDACTED] only fired one round and missed. Although [REDACTED]'s fired his weapon while possessing limited information, and based on a mistaken belief, it cannot be said beyond a reasonable doubt that his action was unlawful.

CONCLUSION

Based on the foregoing, we conclude that Officer Patrick Zamora acted reasonably and lawfully in self-defense and in defense of others when he used deadly force against John Dutchman III. We further conclude there is insufficient evidence to prove beyond a reasonable doubt that [REDACTED] acted unlawfully when he discharged his rifle. We are therefore closing our file and will take no further action in this matter.

JIM McDONNELL, SHERIFF

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT

DETECTIVE DIVISION - HOMICIDE BUREAU

ASSISTANCE TO SOUTH PASADENA POLICE DEPARTMENT

ASSISTANCE TO ALHAMBRA POLICE DEPARTMENT

VOLUME II

FILE NO. 016-00116-3199-055

CLASSIFICATION: AGGRAVATED TRESPASS - 602.5(B) P.C./FALSE
IMPRISONMENT - 236 P.C./FELONY VANDALISM - 594(A) P.C./
OFFICER INVOLVED SHOOTING/SUSPECT INJURED

VICTIM(S):

[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

SUSPECT(S):

DUTCHMAN, JOHN CLETUS III MW/48 (INJURED)

DATE/TIME:

10-09-2016 (SUNDAY) AT 0431 HOURS

LOCATION:

[REDACTED]

OFFICER(S) INVOLVED:

OFFICER PATRICK ZAMORA #210

[REDACTED] [REDACTED]

INVESTIGATORS:

T. CAIN/D. CAMARELLO

(COPY CHIEF - SOUTH PASADENA P.D.)

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OCTOBER 9, 2016; 1206 HOURS

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INTERVIEW OF [REDACTED]

Taken in the presence of Sergeant **MARTINDALE** and Investigator **RETZLAFF**, Los Angeles County Sheriff's Department, Homicide Bureau. Case under File # 016-10313-1365-011. Transcribed by Rhonda Goerisch, Written Communications, Inc.

-oo0oo-

RETZLAFF: -- a witness on Sheriff's File Number 016-00116-3199-053 in regards to a South Pasadena officer involved shooting.

MARTINDALE: It's 055 (INAUDIBLE).

RETZLAFF: 055?

MARTINDALE: Yeah. Hey, what's going puppy. It's okay. Can we speak to you, sir, first?

RETZLAFF: First.

MARTINDALE: To you?

RETZLAFF: Yeah.

MARTINDALE: Yeah.

RETZLAFF: Can you leave her the dog?

MARTINDALE: Yeah.

RETZLAFF: Cute dog.

MARTINDALE: Yeah.

[REDACTED] (INAUDIBLE). Not much to say.

RETZLAFF: Do you need some coffee or anything? Are you okay?

[REDACTED] Yeah, I, I got coffee.

1 RETZLAFF: Oh, you got coffee, okay.

2 MARTINDALE: You know what, uh -- yeah, we'll just go down the other side of
3 the room. It's a little more comfortable. Yeah.

4 RETZLAFF: I just want to make sure if you --

5 MARTINDALE: Yeah. You know what, is the Captain in today?

6 RETZLAFF: I don't think so.

7 MARTINDALE: Let's go use his --

8 RETZLAFF: Use the Captain's office?

9 MARTINDALE: Yeah, it's a little more comfortable.

10 RETZLAFF: Easy right here.

11 MARTINDALE: Yeah.

12 RETZLAFF: We'll sit down at this table. Go ahead.

13 [REDACTED] Okay.

14 MARTINDALE: Yeah, it should be. Turn on the lights. There we go.

15 RETZLAFF: Lights on.

16 MARTINDALE: Yeah. Do you want to have a seat, sir? Yeah. I'll come around
17 this other side. Yeah.

18 [REDACTED] I haven't eat anything today.

19 RETZLAFF: Oh, not yet? Nothing?

20 MARTINDALE: Well I guess --

21 RETZLAFF: Want some little peanuts or something?

22 [REDACTED] Little peanuts.

23 RETZLAFF: You can have some, uh, I think these have peanut butter in here.

24 [REDACTED] It looks good.

1 RETZLAFF: Here, have some of those, now that we opened it. Here you go.

2 MARTINDALE: Okay, got some.

3 [REDACTED] Yeah.

4 MARTINDALE: Yeah.

5 [REDACTED] But I eat, right?

6 RETZLAFF: Absolutely.

7 MARTINDALE: Oh, absolutely, yeah.

8 RETZLAFF: Eat right there. We don't care.

9 MARTINDALE: Yeah, you know, we appreciate your cooperation.

10 RETZLAFF: You want me to shut the door or leave it open?

11 MARTINDALE: Oh, you can leave it open.

12 RETZLAFF: Okay.

13 MARTINDALE: I don't see a -- do you by chance, uh, I know you woke up early,
14 do you have I.D. on you by chance?

15 [REDACTED] No.

16 MARTINDALE: Nothing? Okay.

17 RETZLAFF: No, okay.

18 MARTINDALE: It's okay.

19 RETZLAFF: What time is it now, Rob?

20 MARTINDALE: Uh, today is, uh, October 9th, 2016.

21 RETZLAFF: It's 1203.

22 MARTINDALE: Yeah, it's about -- yeah. I got 1206.

23 RETZLAFF: Oh, okay.

24 MARTINDALE: 1206 hours.

1 RETZLAFF: Okay.

2 MARTINDALE: At the Sheriff's Homicide Bureau, Captain's Office.

3 RETZLAFF: This is our Captain's office.

4 [REDACTED] Oh.

5 RETZLAFF: Yeah, very nice, huh?

6 [REDACTED] Nice, yeah.

7 RETZLAFF: Yeah, ours is a little desk. That's all we get is a little desk.

8 [REDACTED] Okay.

9 RETZLAFF: Oh, you like the balloon on Rob's chair.

10 MARTINDALE: Yeah. Both times.

11 RETZLAFF: Very pretty.

12 [REDACTED] Nice.

13 RETZLAFF: Yeah.

14 MARTINDALE: Can, uh, just start, can I get your last name, sir? The spelling of

15 your last name?

16 [REDACTED]

17 MARTINDALE: [REDACTED]

18 [REDACTED] Yes.

19 MARTINDALE: And your first name?

20 [REDACTED]

21 MARTINDALE: [REDACTED]

22 [REDACTED] Middle name is [REDACTED].

23 RETZLAFF: Like this?

24 [REDACTED] Yeah, (INAUDIBLE).

1 RETZLAFF: [REDACTED]
2 MARTINDALE: [REDACTED] okay.
3 RETZLAFF: Perfect, okay, awesome.
4 MARTINDALE: And your date of birth, sir?
5 [REDACTED] Uh, 1958, June 16.
6 MARTINDALE: Okay, so 6/15?
7 [REDACTED] 16.
8 MARTINDALE: June 16th.
9 [REDACTED] June 16th.
10 MARTINDALE: And what year?
11 [REDACTED] '58.
12 MARTINDALE: 1958?
13 [REDACTED] Yeah.
14 MARTINDALE: Okay. And what's -- where are you currently living, sir?
15 [REDACTED] I live in the 1 [REDACTED]
16 MARTINDALE: [REDACTED]
17 [REDACTED] Yes, [REDACTED]. Yes.
18 MARTINDALE: Okay. Do you have a cell phone number, sir?
19 [REDACTED]
20 MARTINDALE: And how about a home phone number?
21 [REDACTED] Oh, we don't have a phone.
22 MARTINDALE: Oh, no home, okay.
23 [REDACTED] Everybody have cell phone, so we disconnect the home phone.
24 MARTINDALE: Yeah.

1 RETZLAFF: Money, huh?

2 [REDACTED] Too much money.

3 MARTINDALE: Are you working right now?

4 [REDACTED] I -- yeah, I have a corporation. I'm the CEO, [REDACTED]

5 MARTINDALE: I, [REDACTED]

6 [REDACTED] New, N-E-W.

7 MARTINDALE: [REDACTED] New --

8 [REDACTED]

9 MARTINDALE: What kind of business is that?

10 [REDACTED] I have two business. One is the trading business with China. The other
11 one is I have a store.

12 MARTINDALE: Okay.

13 [REDACTED]. (INAUDIBLE).

14 MARTINDALE: Okay and you're CEO. Okay, what, uh, does [REDACTED]

15 [REDACTED], what city is that out of? Do you know what the address is?

16 [REDACTED]

17 MARTINDALE: Okay.

18 [REDACTED].

19 MARTINDALE: [REDACTED].

20 [REDACTED]

21 MARTINDALE: Do you have a work number there?

22 [REDACTED]

23 MARTINDALE: Perfect. You can have as many as you like, sir. Yeah, we'll,
24 we'll replenish them if necessary. Okay, what we'd like to do is we're coming kind of,

1 um, late on into the investigation. Um, we were called in to, to talk to some people
2 about what, what you saw and what happened. I believe it was at your residence, if I'm
3 not mistaken. Was it at your residence --

4 [REDACTED] Yes.

5 MARTINDALE: -- involving your wife and daughter is what I'm being told.

6 [REDACTED] Yeah.

7 MARTINDALE: Um, and this occurred about on today's date about, the
8 neighborhood about four in the morning, thereabouts?

9 [REDACTED] But I tell you I (background noise). I made the detection, I made the
10 garage as an office, kind of office.

11 MARTINDALE: Okay.

12 [REDACTED] I, I stay overnight in the garage. I put the little pad there because I'm
13 working with China, there's time difference.

14 MARTINDALE: Oh, okay.

15 [REDACTED] I do not want to disturb my family, so I stay in the detached garage. This
16 morning, I don't know exactly what time, but I have a situation may be closed.
17 Somebody banged on my garage front door and I woke up and then opened the door to
18 a swat man and say come on out. I just came out, but at this time was around 6:30,
19 seven something, so situation is finished. I do not know what happened inside. My wife
20 told me what happened because the detached, detached garage and our living, you
21 know, and our the main --

22 MARTINDALE: The resid -- the main home?

23 [REDACTED] Is quite far.

24 MARTINDALE: Okay.

1 [REDACTED] About 20 yards or something.

2 RETZLAFF: Twenty yards?

3 [REDACTED] Yeah, 20 yards, so, but I know the detached garage is, you know, it's good
4 to insulate the noise so it's quiet in the night so I love the place, the garage so.

5 MARTINDALE: Okay what, what the detached garage I'm assuming most
6 common houses, is it to the rear of the main residence?

7 [REDACTED] Yeah, on the back side of the, the main, you know the house called. The
8 front door located on the street.

9 MARTINDALE: Okay faces the street.

10 [REDACTED] Yeah, is to locate on the back side of the house but we have big backyard,
11 very big backyard so.

12 MARTINDALE: Okay.

13 [REDACTED]: So actually detached garage locate about 20 yards backside of the house.
14 It is kind of, how we, you know --

15 MARTINDALE: There's a good separation between the two?

16 [REDACTED] It's a separation. I work there during the night time.

17 MARTINDALE: What's the time difference between, uh, United States and China
18 roughly?

19 [REDACTED]: Uh, here like my time here is --

20 RETZLAFF: Right now it's noon.

21 [REDACTED]: -- six, six, six evening their time is 9 a.m.

22 MARTINDALE: 9:00 a.m.? Oh, so quite some difference.

23 [REDACTED] Yeah, so normally I start communicate with my Chinese side, my time here
24 like nine something. Their time is maybe 11 something.

1 MARTINDALE: Okay.

2 [REDACTED]: Sometimes it goes on to verify things you know and other situations.

3 Sometimes I have to stay overnight, you know, so I cannot disturb my family so I decide
4 to make the small office in garage. With the bed so sometimes I slept there. So last
5 night I did that. I went back from my house about, before 1:00, 1:00 a.m. something.

6 MARTINDALE: Before 1:00 a.m.?

7 [REDACTED] Before 1:00 a.m.

8 MARTINDALE: Now is it an entire converted garage. Does it have parking
9 spaces in there for cars or just, just living quarters now?

10 [REDACTED] Just, just yeah.

11 MARTINDALE: Oh, living quarters?

12 [REDACTED] Yeah, no we don't use as parking proposed no.

13 MARTINDALE: So it's just your office now?

14 [REDACTED] That, we was, we was it was a garage but I made as a small, small office.

15 MARTINDALE: Okay, so you were roughly there about 1:00, 1 o'clock in the
16 morning is when you went to your office, the --

17 [REDACTED] Yes, yes, yes.

18 MARTINDALE: Okay, and at one in the morning at that time was your wife and,
19 I'm assuming the young lady in the lobby is your daughter?

20 [REDACTED] Yes, yes. Right.

21 MARTINDALE: Now what's, what's her first name?

22 [REDACTED] Uh, [REDACTED]

23 MARTINDALE: How do you spell her first name?

24 [REDACTED]: [REDACTED]

1 RETZLAFF: [REDACTED]

2 [REDACTED] yes, she's my daughter.

3 MARTINDALE: And how old is your daughter?

4 [REDACTED] Twenty two years old.

5 MARTINDALE: Twenty two?

6 [REDACTED] Yeah.

7 MARTINDALE: Okay and at that time at one in the morning it was your, your
8 daughter was in the house, the main residence?

9 [REDACTED] Yes, that's where yes.

10 MARTINDALE: And are you married?

11 [REDACTED] Yes. Yes.

12 MARTINDALE: And was your wife in the main residence?

13 [REDACTED] Yes, yes.

14 MARTINDALE: And your wife's first name?

15 [REDACTED] Uh, [REDACTED]

16 RETZLAFF: Uh-huh (AFFIRMATIVE).

17 [REDACTED]

18 RETZLAFF: [REDACTED]

19 [REDACTED] Yes, last name is [REDACTED].

20 RETZLAFF: Oh, no [REDACTED]

21 [REDACTED]: Yeah, no [REDACTED]

22 MARTINDALE: All right. Is there anyone else living in the main residence? Do
23 you have any more --

24 [REDACTED]: No.

1 MARTINDALE: -- daughters, sons or?

2 [REDACTED] No.

3 MARTINDALE: It's just the three of you?

4 [REDACTED]: Just the three of us.

5 MARTINDALE: At one in the morning when you went to your office, was your
6 wife and daughter up? Were they awake?

7 [REDACTED]: Yeah, they were up. They, they go to bed late so.

8 MARTINDALE: Okay and you're in the office now at one in the morning does
9 any, between the time that you are alerted to what's going on in the main residence
10 between one and the time you are alerted, do you hear any noises? Any commotion?
11 Any sounds?

12 [REDACTED] Uh, before I get up I, I heard some noise. But I hear noise when I sleep
13 because in the morning, you know, that there people you know come and go on the, on
14 the you know on the street.

15 MARTINDALE: Okay.

16 [REDACTED] There was some noise, but it not so big because the detached garage is
17 well protected.

18 MARTINDALE: Okay.

19 [REDACTED]: From, from any noises so I heard something but not thinking it, you know,
20 sound makes me wake up until somebody hit the, you know, the, the garage door. I
21 think it was SWAT man hit --

22 MARTINDALE: Okay.

23 [REDACTED]: -- so I got up, wake up and then get out. Say what's going on? They said
24 come out. I didn't know this.

1 MARTINDALE: Well, I'm assuming between one in the morning and some-,
2 some time --

3 [REDACTED] I slept right after, you know, coming back from my, the house I just went
4 back.

5 MARTINDALE: So you're there in the office at one in the morning making calls
6 at first right?

7 [REDACTED]: No. At night I just went bed.

8 MARTINDALE: Okay.

9 [REDACTED] Because that was Sunday so. Saturday but China Sunday so I went bed.

10 MARTINDALE: But you were sleeping in the detached garage at about --

11 [REDACTED] Yes.

12 MARTINDALE: -- do you remember what time you went to bed about?

13 [REDACTED] About 1:00, one o'clock.

14 MARTINDALE: Around one o'clock in the morning?

15 [REDACTED] Yeah, right after, yeah I think one o'clock.

16 MARTINDALE: Okay, all right. And but the time, prior to that your wife and
17 daughter were in the res-, the main residence and they were awake?

18 [REDACTED] Yes, they were. They were okay, they are up and they're okay.

19 MARTINDALE: Okay at any time during the morning hours, those early morning
20 hours, did your wife or daughter text you at all?

21 [REDACTED] Uh, I think they text me, but I normally turn off my, my cell phone to sleep
22 because I don't like disturb, you know, (INAUDIBLE).

23 MARTINDALE: Correct.

24 [REDACTED] So I couldn't hear, hear anything so.

1 MARTINDALE: Now in the morning did you turn your phone on and see some
2 texts from your wife?

3 [REDACTED]: No I did not. Because when they tried to break my door I just woke up and
4 get out and what's going on and that's it. I didn't touch my cell phone anything.

5 MARTINDALE: Okay. Now, uh, I'm assuming since this time you've had a, a, an
6 opportunity to speak to your daughter that's out - you were sitting in the lobby with her?

7 [REDACTED]: Yes, yes.

8 MARTINDALE: Have you spoken to your daughter about what occurred?

9 [REDACTED]: Yes, yes, yes.

10 MARTINDALE: Can you tell me what your daughter has, has relayed to you.

11 [REDACTED]: I cannot recall the, all the details. You might, you might --

12 MARTINDALE: We're going to speak to your daughter but just what you recall.

13 [REDACTED]: I haven't seen any, any, any, anything so difficult to, you know, to recall
14 what she told me. And transfer to you but I will not do that because I haven't seen
15 anything. You know.

16 RETZLAFF: Yeah, but what did she tell you? What did she tell you what
17 happened?

18 MARTINDALE: In generalities if you can.

19 [REDACTED]: I, I don't know. I don't want to say anything because --

20 RETZLAFF: What did she say? Some guy came in, what did she say?

21 [REDACTED]: You know supposedly the guy just came, broke into our house and in the
22 morning early 4:30, what I don't know but you know that my wife was in the bathroom.

23 MARTINDALE: Okay.

24 [REDACTED]: At the, at the beginning they didn't notice you know the, the, you know,

1 someone tried to break in the house. Maybe they did, come in the house.

2 RETZLAFF: Right, right.

3 [REDACTED] So they call you, you, your, Andy, Andy he didn't reply anything and my
4 wife think something wrong you know, the dog, my dog is barking so strangely,
5 differently.

6 RETZLAFF: Yeah.

7 [REDACTED] She notice something going on so she tried to protect my daughter and
8 also and then they closed it, bathroom --

9 RETZLAFF: Yeah Uh-huh (AFFIRMATIVE).

10 [REDACTED] -- all the, all the she's strong. She's strong.

11 RETZLAFF: Strong woman, yeah.

12 [REDACTED] She told me she, she -- I'm the, I'm wrestling, I know she's strong. She told
13 me that, me even that I'm wrestling so she hold the, the door and try to call the 911.

14 RETZLAFF: Right.

15 [REDACTED] And that's the things.

16 MARTINDALE: And I'm assuming because you said something about the dog is,
17 is alerted to someone different, it's an indoor dog? Indoor, outdoor dog?

18 [REDACTED] Yes, yes.

19 MARTINDALE: Okay so the dog generally at nighttime sleeps in the house?

20 [REDACTED] Yeah, yeah. Indoor dog. She sleep on the bed together with the my
21 daughter and my wife so.

22 MARTINDALE: In the main residence where this occurred, do you, do you own
23 or keep firearms in the main house?

24 [REDACTED] No, no.

1 MARTINDALE: There's no firearms whatsoever?

2 [REDACTED] No firearms.

3 MARTINDALE: Okay how about in the garage?

4 [REDACTED]: No. No.

5 MARTINDALE: No firearms in there.

6 [REDACTED] No firearms.

7 MARTINDALE: Have you ever had any incidents like this occur at your house in
8 the past that your house broken into?

9 [REDACTED] Uh, at the, I think we live in the same house for more than six years but at
10 the beginning we got the small robbery, break in the house stole the computer, my
11 daughter's computer.

12 MARTINDALE: Okay.

13 [REDACTED] About six years ago and we made the report to the police station about the
14 robbery and after that we didn't have any problem.

15 MARTINDALE: Nothing?

16 [REDACTED] So we feel very safe.

17 MARTINDALE: Okay.

18 [REDACTED] And then you know this is all --

19 MARTINDALE: Yeah. Now do you, do you is this a house that has a like an
20 alarm system, burglary type protection?

21 [REDACTED] No we don't have any alarm system, we don't have any of that.

22 MARTINDALE: And it's a, I think you said it's a two, it's a two story house?

23 [REDACTED] Yes, two story house.

24 MARTINDALE: Now I know it's been warm, does customarily do you keep like

1 the air conditioning on?

2 [REDACTED]: We will have air conditioning, yes sometimes we, we turn the A/C on.

3 MARTINDALE: For instance like customarily do you keep like for home
4 protection do you keep the lower windows closed at night and just leave the upper ones
5 open? Or is the house ventilated over, did you have the A/C running last night with all
6 the windows closed? If you can recall?

7 [REDACTED] I think, I think they the last night they didn't turn on the A/C. We have A/C
8 on the second floor. We have a portable A/C on the first living room so.

9 RETZLAFF: Okay.

10 MARTINDALE: Do you recall --

11 [REDACTED] We are, we are, you know the nighttime we, we close the window you
12 know. You know like everybody close their window at the nighttime.

13 MARTINDALE: Yeah. Okay, but I mean, so the lower windows you, you think at
14 this time were closed on the lower level?

15 [REDACTED] Yes, yes.

16 MARTINDALE: On the ground floor level are closed?

17 [REDACTED] Yes, yes, yes. We also close the window on the second floor so.

18 MARTINDALE: So, so that's something you customarily do each night is close
19 the windows?

20 [REDACTED] Yes, yes we close the windows.

21 MARTINDALE: Okay, all right. Okay. Now, regards to your business, um, I
22 know you were doing this trading back and forth between United States and China but
23 do you keep any like, uh, large sums of money in, in connection with your business in
24 the house?

1 [REDACTED] No. No.

2 MARTINDALE: Anything someone would know what you're doing for like a
3 trading? Is there something of, of value that someone would, would be wanting to get
4 out of your house?

5 [REDACTED] Oh, I don't think I know about that. I don't have money keeping in my --

6 RETZLAFF: House.

7 [REDACTED]: House, yeah. No.

8 MARTINDALE: So all your, it's just, it's probably all electronic funds between
9 your counterpart in China?

10 [REDACTED] You know, now is everybody carry by the, you know, the, the we call the
11 transfer, electronic transfer.

12 MARTINDALE: Correct.

13 [REDACTED] I handle all the, you know, the business --

14 MARTINDALE: All the money transfers by wire?

15 [REDACTED] Not (INAUDIBLE) used to keep the cash there and you go to the bank.
16 Different.

17 MARTINDALE: Nothing like that, okay.

18 [REDACTED] No, nothing like that.

19 MARTINDALE: So is there any particular valuables someone would want in your
20 house that you can think of?

21 [REDACTED] No, I don't think -- also this is not our house. We do not own this house,
22 we rent this house.

23 MARTINDALE: Oh you rent the house?

24 RETZLAFF: You rent, okay.

1 [REDACTED] We rent this house.

2 MARTINDALE: Okay, all right.

3 RETZLAFF: How much do you pay for rent?

4 [REDACTED]: Uh, right now \$1,550.00.

5 RETZLAFF: Oh, that's not bad.

6 [REDACTED] Yeah. Because we have lived there more than six years our landlord is

7 very nice guy.

8 RETZLAFF: Oh, okay.

9 [REDACTED] We're gonna go to, so he didn't raise the rent, I said --

10 MARTINDALE: Yeah.

11 RETZLAFF: That's good.

12 [REDACTED] We going out --

13 MARTINDALE: Can't complain about that. These days and age huh?

14 RETZLAFF: Yeah.

15 MARTINDALE: But what size square footage wise. Do you know how big the

16 house is?

17 [REDACTED] I don't know. I don't know.

18 RETZLAFF: How many bedrooms?

19 MARTINDALE: Or let me ask you -- yeah.

20 [REDACTED]: How many bedroom? On the second floor two small bedrooms.

21 RETZLAFF: Two bedrooms.

22 [REDACTED]: Two small bedrooms.

23 MARTINDALE: Is there any bathroom?

24 [REDACTED] Only one bathroom on the second floor.

1 MARTINDALE: How about on the first floor? Is there a bathroom and, uh, a
2 bedroom?

3 [REDACTED]: Yeah, well it's, small, small toilet for this too. That, that only one and a half
4 what you call bathroom, very small. Very old.

5 RETZLAFF: Old home?

6 [REDACTED]: Old, very old.

7 RETZLAFF: Okay.

8 [REDACTED]: You know one of the, it's always (INAUDIBLE).

9 MARTINDALE: Now prior to this date, now I haven't been to your house so it
10 might seem like a strange answer but prior to this date was there any exterior damage
11 to any of your doors or windows? Prior to this date that you're aware of?

12 [REDACTED]: No, we didn't have any particular --

13 MARTINDALE: All the doors and windows were functioning as designed?

14 [REDACTED]: Yeah it was, it was okay but it's an old house so old, so. It was okay.

15 MARTINDALE: What I'm trying to gather is uh, [REDACTED] is --

16 [REDACTED]: Not damages, yeah.

17 MARTINDALE: Is there any previous damage where if I walked around your
18 house or you walked around you would see where someone's tried to pry the window
19 open or anything like that?

20 [REDACTED]: No.

21 MARTINDALE: So there's no, there should be no other damage on the lower --

22 [REDACTED]: Yeah, yeah.

23 MARTINDALE: Okay. All right.

24 RETZLAFF: Is your daughter dating? Does she have a boyfriend?

1 [REDACTED]: I don't think --

2 RETZLAFF: No boyfriend?

3 [REDACTED] -- she has, she has boyfriend.

4 RETZLAFF: Is she going to college or high school?

5 [REDACTED]: Yeah, she goes.

6 RETZLAFF: College.

7 [REDACTED]

8 RETZLAFF: [REDACTED]

9 [REDACTED]: Yeah, she goes there.

10 RETZLAFF: And what year is she in?

11 [REDACTED]: Last year.

12 RETZLAFF: Senior year?

13 [REDACTED] Senior, senior year.

14 RETZLAFF: When is she gonna graduate? What is her bachelor degree what, in
15 what?

16 [REDACTED]: Linguistics.

17 RETZLAFF: Linguistics.

18 [REDACTED] Yeah, linguistics.

19 RETZLAFF: Hmm, okay. So she doesn't date, she's not -- no nothing like that?

20 [REDACTED] No. You know like you know the (INAUDIBLE), to study.

21 RETZLAFF: Right, right.

22 [REDACTED] She doesn't have boyfriend.

23 RETZLAFF: Okay so have you in the past three or four months have you had
24 any problems with anybody that might want to do something to you or your family? Any

1 problems?

2 [REDACTED] I don't, I don't think I have a problem with anyone.

3 RETZLAFF: No?

4 [REDACTED] The last three or four months no.

5 RETZLAFF: Okay what about your daughter? Has she told you about any
6 problems she may have had with anybody?

7 [REDACTED] I --

8 RETZLAFF: At all?

9 [REDACTED] -- I don't think who is, she got any problem.

10 RETZLAFF: No? Does she work? Does your daughter work?

11 [REDACTED] No she go to school.

12 RETZLAFF: Just full time school?

13 [REDACTED] Goes to college so she doesn't work.

14 RETZLAFF: Okay, okay. All right. Anything else?

15 MARTINDALE: I know, just to piggyback on that question. Any, any other
16 strangers come on your property recently or any like prowlers that you've heard?

17 [REDACTED] I haven't seen, I, I haven't seen any, anyone strange looking around much
18 because you know the, I'm the man at my house.

19 RETZLAFF: Yeah, you're the man. Yeah.

20 [REDACTED] So I mean, you know, I've been watching out carefully about my area.

21 RETZLAFF: Sure.

22 [REDACTED] Even you know it has been safe. I trust the area but you know what
23 happens so I try to lock the door and then you know the --

24 MARTINDALE: Yeah, absolutely.

1 [REDACTED] Yeah, I haven't seen anything.

2 RETZLAFF: You have a fence in the front of your property or is there no fence?

3 Is it open to the street?

4 [REDACTED] Uh, the, our front side there are no fence.

5 RETZLAFF: No fence, okay.

6 [REDACTED] But all the backside the garage and the, between the right and right there
7 are still --

8 RETZLAFF: A little fence?

9 [REDACTED] Yeah, a little fence. Can't open push in, but front side we don't have fence.

10 RETZLAFF: No fence to the street?

11 [REDACTED] No fence.

12 RETZLAFF: How --

13 [REDACTED] We open.

14 RETZLAFF: Okay, how far is it from the front door to the street? How far?

15 [REDACTED]: How far about to the street about 10 yards or something. A little bit more
16 than 10.

17 RETZLAFF: So not that far?

18 [REDACTED] Not that far, not that far. Ten to 15 yards. Can see the street always open
19 to the street so.

20 RETZLAFF: Okay where do you park your cars? In the front or?

21 [REDACTED]: On the street.

22 MARTINDALE: On the street.

23 RETZLAFF: On the street, okay.

24 [REDACTED] We have three cars.

1 MARTINDALE: Yeah.

2 [REDACTED] All, all of my cars.

3 RETZLAFF: In the front. And they're right in the front, okay.

4 [REDACTED] All in the front.

5 MARTINDALE: I guess that requires you park them wherever you can.

6 RETZLAFF: Yeah, exactly.

7 [REDACTED]: We're paying for the parking.

8 RETZLAFF: Oh Huntington Drive is very, there's a lot of people.

9 [REDACTED] Yeah, we, we have -- yeah very convenient. Whether we park there or

10 come in.

11 RETZLAFF: It's only 10 yards it's very close.

12 [REDACTED] True.

13 RETZLAFF: All right, okay.

14 MARTINDALE: All right.

15 RETZLAFF: What do you think?

16 MARTINDALE: I can't -- anything you think we may have missed that's

17 important?

18 [REDACTED]: I don't think, I haven't think about something. Maybe useful for you in this

19 case, but nothing strange -- nothing --

20 RETZLAFF: I'm gonna give you my card.

21 [REDACTED]: Yeah, nothing you know tipped, a special thing happen to me. No, it was

22 okay well -- it was no more --

23 RETZLAFF: Well if you think of anything else, please call me.

24 [REDACTED] Yes, yes, ma'am. Yes, ma'am.

1 RETZLAFF: Call here and leave a message for me or my partner.

2 [REDACTED]: Yes, yes.

3 RETZLAFF: Okay? And or if your neighbors tell you later --

4 [REDACTED]: I could have called it then, I didn't see the situation.

5 RETZLAFF: That's okay.

6 [REDACTED]: I just slept. (INAUDIBLE) told me, you are lucky today. If you living in the

7 house maybe I got some --

8 RETZLAFF: You'd be hiding.

9 [REDACTED]: -- confrontation.

10 RETZLAFF: Yeah, maybe.

11 [REDACTED]: I maybe something happen but I think I, I was a lucky person. Sorry to my

12 daughter and my wife but I was, I was lucky too stay at the, my detached garage.

13 RETZLAFF: He didn't hurt your wife did he? He didn't hurt your wife? Like she

14 was, he didn't hit her did he?

15 [REDACTED]: She's, I'm wrestling --

16 RETZLAFF: She's very strong.

17 [REDACTED]: She, she can win.

18 MARTINDALE: Yeah.

19 RETZLAFF: Good for her.

20 [REDACTED]: I cannot win though. I'm serious.

21 RETZLAFF: Yeah, she's beat you?

22 [REDACTED]: Yeah.

23 RETZLAFF: Yeah, wow --

24 [REDACTED]: She's so (INAUDIBLE).

1 MARTINDALE: I'm assuming based, based on look -- you weren't harmed in any
2 way?

3 RETZLAFF: No you weren't harmed right? No.

4 [REDACTED] No, I just slept. I'm sorry, I, I didn't, I didn't see anything.

5 MARTINDALE: Okay. Regards to your daughter does she speak English?

6 [REDACTED] Yeah, she go to [REDACTED].

7 RETZLAFF: She's very good.

8 MARTINDALE: I just don't want, I just want to ask you in case we need a
9 translator. Okay.

10 RETZLAFF: Okay. I can walk him out. You want me to --

11 MARTINDALE: Yeah.

12 RETZLAFF: Okay.

13 MARTINDALE: Okay.

14 [REDACTED] Yeah, can I take some --

15 RETZLAFF: Yeah, take some more please.

16 MARTINDALE: Take a handful.

17 [REDACTED] I feel --

18 RETZLAFF: I know, I'm sure. Take some more. Yeah.

19 MARTINDALE: All right the ending time is, uh, 1230 hours. Again, Sergeant
20 Rob Martindale and Investigator Dawn Retzlaff.

21 (END OF INTERVIEW).

OCTOBER 9, 2016; 1242 HOURS

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INTERVIEW OF OFFICER [REDACTED]

Taken in the presence of Sergeant **MARTINDALE** and Investigator **RETZLAFF**, Los Angeles County Sheriff's Department, Homicide Bureau. Case under File # 016-00116-3199-055. Transcribed by Isaac Yanez, Written Communications, Inc.

-oo0oo-

RETZLAFF: Today's the 9th or the 6th -- today's the 9th.

[REDACTED] They're free, they're free --

MARTINDALE: Yeah, he (INAUDIBLE), he's been sitting there for a while, so yeah.

RETZLAFF: He has, he said he was very hungry. We said we understood, and yes.

MARTINDALE: And the time is --

RETZLAFF: And you're from Monterrey Park, right?

[REDACTED]: Monterrey Park, yes.

MARTINDALE: -- 1242 hours, and, uh, Homicide Bureau, Sergeant Rob Martindale, Investigator Dawn Retzlaff, talking about an officer-involved shooting in South Pasadena, under Sheriff's File Number 016-00116-3199-055, and we're gonna be speaking with, uh, Officer, you're from what agency?

[REDACTED]: Monterrey Park.

MARTINDALE: Monterrey Park? Officer -- what's your first name, sir?

MARTINDALE: [REDACTED]

[REDACTED]: Yes.

1 MARTINDALE: And, uh, do you have, uh, an employee number or a badge
2 number?

3 [REDACTED]
4 MARTINDALE: [REDACTED] And you were -- by the looks of your uniform, a [REDACTED]
5 [REDACTED]

6 [REDACTED] Yes, sir.

7 MARTINDALE: And how long have you been with Monterrey Park?

8 [REDACTED] Nine years, 11 months.

9 MARTINDALE: Did you go through the Sheriff's Academy?

10 [REDACTED] Yes, I did.

11 MARTINDALE: And what academy class?

12 [REDACTED] [REDACTED]

13 MARTINDALE: Okay. And how long have you been a [REDACTED] now?

14 [REDACTED] Three years.

15 MARTINDALE: Three years? Okay. And last night, uhm, I'm assuming -- were
16 you working -- well, well let me ask you this, this incident occurred during the early
17 morning hours of today's date is what I'm being told.

18 [REDACTED]: Correct.

19 MARTINDALE: Uhm, what, what unit were you assigned to?

20 [REDACTED] Uhm, I was assigned as [REDACTED]

21 MARTINDALE: [REDACTED]

22 [REDACTED] Which is basically a patrol -- city car for our city.

23 MARTINDALE: [REDACTED] Okay, and that's patrol? So you're mostly facetted--
24 you'll handle calls for service as well as the deployment of the [REDACTED] if necessary?

1 [REDACTED] Correct.

2 MARTINDALE: Okay. And what were your shift hours? What, when does your
3 shift start and --?

4 [REDACTED] 1745, 5:45 p.m., to 6:15 a.m.

5 MARTINDALE: Okay, to 0615. Oh, so you're early mornings?

6 [REDACTED] Yes.

7 MARTINDALE: Okay. Or -- you guys call it earlies or overlap or --?

8 [REDACTED] Uh, we just call it graveyard.

9 MARTINDALE: Graveyard?

10 [REDACTED]: Yeah.

11 MARTINDALE: Okay. All right. [REDACTED] All right. If you can, uhm, if you can take
12 us back, in as much detail as possible, uhm, regarding this, the incident that's being
13 investigated, this, uh, officer-involved shooting, uhm, what got you there, uh, was it, you
14 know, basic radio traffic call, dispatched, uhm, and then when you arrive, what you saw,
15 what you heard, uh, what you saw other officers doing, uh, possibly what the suspect
16 was doing, and a response to anything the suspect's doing, the officer, what actions
17 they were taking, so, yeah, if you could just take us in as much detail as possible, uh,
18 we will try not to interrupt, just from start to finish, what you saw and heard.

19 [REDACTED]: Okay. Uhm, I actually heard the incident go out over the scanner, so I
20 was monitoring the scanner, the police scanner, and I heard (INAUDIBLE), and I seen
21 them pout out that they are involved in an officer-involved shooting. Uhm, I mean,
22 within a few minutes they were requesting a [REDACTED] so I contacted my watch commander
23 and got their approval to roll out there.

24 MARTINDALE: Okay.

1 [REDACTED]: So, uhm, our, our dispatch contacted their dispatch and just verified that
2 they needed a dog. Uhm, I went out there, uhm, when I got on scene, there was
3 Alhambra units set up to the east, and west of the target location, the target location
4 was all illuminated with the patrol vehicle lights. Uhm, I, I, I didn't know that there was
5 officers inside until a couple minutes later, uhm, as I get out of my patrol vehicle to take
6 a position behind, there's a tree just on the west side, along the, uhm, north curb line
7 there, as I'm walking up, I heard one round go off, and I, I could see that he was directly
8 in front of me, an Alhambra unit fired, in a north -- no, I'm sorry, southbound direction.
9 Uhm, I, I don't know his name, but, uh, immediately, he just started saying, uh, she
10 pointed something, she pointed something at me, I looked up and I saw a female, which
11 is our victim, in the red shirt, standing in, on the balcony and I, I think when she realized
12 that we were shooting in her direction, she kinda know--knelt down behind the, uhm,
13 balcony pillar --

14 MARTINDALE: Okay.

15 [REDACTED] -- and she was out of sight for about 10 seconds. Uhm, several officers
16 started saying, you know, let me see your hands, let me see your hands, she put her
17 hands up, stood up, and initially, I didn't know if she was a suspect or involved in the
18 crime or, or, uhm, after that, we determined that she was a victim as, as a resident in
19 the house, uhm, I helped, uh, myself and two Alhambra officers, uhm, got together a
20 plan, we got the ladder up there, and we got her and her mother out, uhm, then back at
21 the CP she gave further intel, saying, uhm, the father was in the garage, detached
22 garage. At that point I was at the, uhm, the landing and the entrance of, and that's
23 when I saw the South Pasadena officers inside.

24 MARTINDALE: Okay.

1 [REDACTED]: Oh, I, I went in to assist with the search and see if we could, could
2 deploy a [REDACTED] in there. Once I determined it was non-deployable, he might be armed,
3 uhm, I asked the South Pasadena sergeant who the shooter was, and at that point, we
4 were starting to filter, and so we tried to filter out the initial officers who were involved in
5 the, uh, in the initial shooting.

6 MARTINDALE: Okay.

7 [REDACTED]: So, and then I just held the, uhm, the stairway until, uh, deputies from
8 SEB got there and they took it over from there.

9 MARTINDALE: Okay. If I can go back, when you said you, obviously, you hear
10 it over the, the police scanner, and knowing what I know, but for people outside of the
11 department --

12 [REDACTED] Yeah.

13 MARTINDALE: -- you guys, 'cause it's a small agency, you have the mutual aid,
14 correct?

15 [REDACTED] Correct.

16 MARTINDALE: You guys o--often respond to different cities and whatnot?

17 [REDACTED] Yes.

18 MARTINDALE: Within the jurisdiction? Uhm, when you get there, uh, you
19 indicated, you said that, uh -- do you remember the address of the, the target location, if
20 you recall?

21 [REDACTED]: Uh -- I, I don't remember, it was the, the 1300 block of, uhm, Huntington
22 Drive.

23 MARTINDALE: Okay. But the house was, there was, I'm assuming marked
24 police cars and with their spotlights shining on the house?

1 [REDACTED] Correct.

2 MARTINDALE: Okay. When you arrived, do you, do you get out with the dog or
3 just by yourself?

4 [REDACTED] By myself.

5 MARTINDALE: Right then -- okay. And as you approach, you indicated that you
6 saw an officer fire a weapon towards the south, into-- towards the house itself, the
7 target location?

8 [REDACTED]: Correct. He was, he was laying behind a, uhm, little concrete pillar,
9 which led to a walkway --

10 MARTINDALE: Okay.

11 [REDACTED] -- through a property just west of it.

12 MARTINDALE: Okay. And it's a male officer, you just don't know -- do you
13 remember what agency that person was from?

14 [REDACTED] A male from Alhambra P.D.

15 MARTINDALE: Alhambra? And do you remember what kind of weapon he
16 fired?

17 [REDACTED]: Uh, it was a rifle, I'm not too sure on -- I'm assuming it was an M4 but --

18 MARTINDALE: Okay.

19 [REDACTED]: -- I don't know.

20 MARTINDALE: But was it -- not, it wasn't a -- was it a shotgun or a, like a, uh --?

21 [REDACTED]: No, an, an assault rifle.

22 MARTINDALE: Assault rifle?

23 [REDACTED] Yeah, yes.

24 MARTINDALE: Okay. You just don't, maybe don't know the caliber but --

1 [REDACTED] Correct.

2 MARTINDALE: So it wasn't a handgun, it wasn't a shotgun, it was probably a
3 patrol rifle?

4 [REDACTED] Correct.

5 MARTINDALE: I'm assuming? Okay. And do you remember how many rounds
6 that officer fired?

7 [REDACTED] I only heard one.

8 MARTINDALE: Okay. And then at some point you said you saw the female in a
9 red shirt, an Asian female on the balcony?

10 [REDACTED]: She was standing on the second floor balcony of the target location, and
11 she's facing us, facing north.

12 MARTINDALE: Okay. But prior to that, you said the officers made some
13 comment after he fired a round, correct?

14 [REDACTED]: Immediately after he fired, he, he was saying to the effect, she pointed
15 something at me, she pointed something at me.

16 MARTINDALE: Okay.

17 [REDACTED] At least two or three times.

18 MARTINDALE: Okay. And then eventually, she, she, I'm assuming there's, if it's
19 a balcony, it's on the second story?

20 [REDACTED] Yes.

21 MARTINDALE: And it's, I'm assuming it's, it has, uh, I would say like a railing
22 around it, is it a solid railing or is it one that's got the --?

23 [REDACTED] It looks like a, a stucco or a concrete pillar all the way around.

24 MARTINDALE: Oh okay, so it's a solid wall all the way around?

1 [REDACTED] Correct.

2 MARTINDALE: So when she ducked down and she's --

3 [REDACTED] She took cover --

4 MARTINDALE: -- you lose sight of her?

5 [REDACTED] Yes.

6 MARTINDALE: Completely?

7 [REDACTED] Yes.

8 MARTINDALE: So it doesn't have like the bannisters between it? Or is it
9 (talking over)?

10 [REDACTED] Uh, I don't, I don't, I don't recall a bannister, but --

11 MARTINDALE: Okay, so --

12 [REDACTED] -- but I know there was a distinct pillar that, that she ducked behind the,
13 you know, out of our view, or out of my view.

14 MARTINDALE: Okay, and at some point, then, she stands back up?

15 [REDACTED] Yes.

16 MARTINDALE: And then raises her hands up?

17 [REDACTED] Yes.

18 MARTINDALE: Okay. And at some point, this is the, and you indicated that
19 using a ladder, you were able to get her down from the balcony?

20 [REDACTED] Her first and then her mother.

21 MARTINDALE: Okay. Was the person that was first coming down, the first
22 woman who raised her hand, was she a young or older female?

23 [REDACTED] She was younger.

24 MARTINDALE: Okay. Like, it would be the daughter of the, the, the lady that

1 was, came down?

2 [REDACTED]: Correct, yeah.

3 MARTINDALE: Okay. And the ladder on scene, was that something you guys
4 used from the homeowners or does Fire deploy?

5 [REDACTED] Well, we went to the fire truck, which was staged on Fremont and
6 Huntington --

7 MARTINDALE: Okay.

8 [REDACTED]: -- and then used their ladder.

9 MARTINDALE: Okay, so you carry their ladder over?

10 [REDACTED] Yes.

11 MARTINDALE: Okay. And -- raised it up?

12 [REDACTED] Just (talking over) and --

13 MARTINDALE: Okay.

14 [REDACTED] -- have them climbed down to us.

15 MARTINDALE: And the first one coming down is the younger female?

16 [REDACTED]: Yes, female Asian.

17 MARTINDALE: Okay. Could you tell -- did, did she make any comments to you,
18 was she injured, did you see any type of injuries to her? Did she make, mention?

19 [REDACTED] She just looked like she was distraught and, you know, yelling.

20 Basically, was crying for help.

21 MARTINDALE: Okay. At that point, did you go up the ladder or did you just
22 press the ladder up and they come down?

23 [REDACTED] Uhm, no, we, we, we rested the ladder there, and we came down, just,
24 we didn't know where the suspect was or we, we didn't want to commit ourselves to that

1 --

2 MARTINDALE: Okay.

3 [REDACTED] -- uhm, balcony.

4 MARTINDALE: So it wasn't like any officers went up and looked over the
5 balcony itself into the house --

6 [REDACTED] No.

7 MARTINDALE: -- they just came, the, the two females came down the ladder?

8 [REDACTED] Correct.

9 MARTINDALE: Okay. And young one followed by an older --

10 [REDACTED] Yes --

11 MARTINDALE: -- Asian --?

12 [REDACTED] -- young one first and then the older Asian.

13 MARTINDALE: Okay. Now, when they came down, did you specifically talk to
14 either one of those?

15 [REDACTED] No, uhm, an officer from Alhambra escorted them to the command post,
16 and that's when I broke and went into the house with the South Pasadena officers.

17 MARTINDALE: Okay. Now, when you go in, then you deploy to -- how do you
18 get into the, the -- I'm assuming there was -- what they told us, a detached garage to
19 the rear?

20 [REDACTED]: I, I never went to the rear of the location.

21 MARTINDALE: Okay.

22 [REDACTED] So all, all my actions were to the front, the ladder to the front, uhm, after
23 I, after we got them out, I'm standing pretty much at the front door, so I then walked
24 right in.

1 MARTINDALE: So the, the -- I'm assuming the balcony faces [REDACTED]

2 [REDACTED] Correct. I think it's --

3 MARTINDALE: Okay.

4 [REDACTED] -- right above the front door entrance of the house.

5 MARTINDALE: Okay. So you make entry into the house through the front door?

6 [REDACTED]: Yes.

7 MARTINDALE: Okay. Do you -- you said you wanted to see if there was -- the
8 criteria was applicable to deploy the dog --

9 [REDACTED] Yeah.

10 MARTINDALE: -- did you bring your dog at that point or is the dog still in the
11 car?

12 [REDACTED]: No, I, I never got my dog out of the car.

13 MARTINDALE: Okay.

14 [REDACTED] During the whole incident.

15 MARTINDALE: And take me back from, from -- step by step, when you go
16 through the front door, and again, just elaborate what, what you see and what you hear
17 when you go through the front door.

18 [REDACTED] Uhm, living room, and then to my right was a staircase which led up to
19 the second story, there was an officer, uhm, Hispanic, kind of stocky officer, from South
20 Pasadena, holding, with a handgun, up the stairway, there was a Asian sergeant who
21 was standing in the kitchen area, and there was another South Pasadena officer kind of
22 in the living room, so, I, I relieved the South Pasadena officer who was holding the,
23 uhm, who I determined to be the shooter through the sergeant, so we wanted to get him
24 out immediately --

1 MARTINDALE: Okay.

2 [REDACTED] -- so I, I took his position, and just basically held, held that the whole
3 time.

4 MARTINDALE: Now, did you -- prior to that, did, had you, were you on scene at
5 the time that officer you relieved at the stairway, were you on, on scene when he fired
6 his weapon?

7 [REDACTED]: No.

8 MARTINDALE: This occurred prior to you, your arrival?

9 [REDACTED] Yes.

10 MARTINDALE: Okay. All right. And, I'm assuming, like, what you told me
11 already, you held the staircase until our Sheriff SWAT team got there?

12 [REDACTED] Correct.

13 MARTINDALE: Our Special Weapons Team, as they want to call themselves,
14 uhm, when you're holding the staircase, does the sergeant tell you what, what occurred
15 in the house, did she tell you what you're looking for or does she give you an
16 understanding of what the dynamics are?

17 [REDACTED] Uhm, it, it was the, an Asian male sergeant from South Pasadena --

18 MARTINDALE: Okay.

19 [REDACTED] -- and he basically gave me a quick, they responded to a residential
20 burglary in progress, when they got there, they heard screams from the upstairs, uhm,
21 the initial officer walked up and that's when the, the, uhm, OIS took place.

22 MARTINDALE: Okay.

23 [REDACTED] And that, that's all I had -- they said a male Hispanic in his mid-30s,
24 that's, that's all they could tell me.

1 MARTINDALE: Did they give you any type of, like, physical -- male Hispanic, I
2 mean, dress or anything of that nature?

3 [REDACTED] Uh, they said dark clothing, dark -- the, the actual hallway was very dark
4 when I got there, we actually had to turn on some lights to illuminate up the stairway.

5 MARTINDALE: Okay. All right. At any time, did you use any force, did you
6 deploy your handgun, fire your handgun, use any less lethal?

7 [REDACTED] No.

8 MARTINDALE: Okay. Anything else you can think off?

9 RETZLAFF: What time -- how long was it from the time that you, uh, took control
10 of the stairwell until, uh, SWAT got there, do you remember? Was it -- 15 minutes, half
11 an hour?

12 [REDACTED] It was about -- no more than 15 minutes.

13 RETZLAFF: About 15 minutes?

14 [REDACTED] Yeah.

15 RETZLAFF: All right.

16 [REDACTED] 'Cause I -- I, I, I don't know when they heard the OIS, they were already
17 en route, we could hear them on the radio.

18 MARTINDALE: Okay.

19 [REDACTED] Starting to roll to the scene, yeah.

20 MARTINDALE: Okay. Now, during that time, when you're holding the staircase,
21 if I could just -- did you hear any type of commotion in the house? Could you hear
22 anybody upstairs?

23 [REDACTED] No, that, that was kind of weird to me, we didn't hear footsteps, we didn't
24 hear anything until I, I was relieved by, uhm, an SEB operator, and I was kind of

1 standing back and, you know, I don't know who initially heard it but everyone got quiet,
2 and that's when we heard, we heard someone, a male moaning, uh, that was saying,
3 uhm, asking for help and he was, he said he wasn't armed, and it was a
4 misunderstanding, he didn't know how he got there, he just kind of rambled on --

5 MARTINDALE: Okay.

6 [REDACTED] -- for a couple minutes until they had enough people to order him down.

7 MARTINDALE: Okay. Were you --

8 RETZLAFF: So he came down?

9 [REDACTED] Yes. He walked down the stairs under his --

10 MARTINDALE: Were you present when he walked down the stairs?

11 [REDACTED]: Yes.

12 MARTINDALE: Okay. Could you -- was -- did, did you see how -- was he
13 carrying anything, did he appear injured at this point?

14 [REDACTED] He -- when he came into view, he, you know, he's complying, he showed
15 his hands, he says, I think I'm shot, uhm, and then the SEB guy asked him to take off
16 his shirt, he took off his shirt, and I could see one of his shoulders, he, he was bleeding
17 from.

18 MARTINDALE: Okay.

19 [REDACTED] Uh, he walked down, he complied, walked down, turned around, and we
20 took him into custody and an SEB operator started rendering aid to him, and we
21 continued to hold, 'cause we weren't sure if there was another suspect up there.

22 MARTINDALE: Okay. Do you know who placed handcuffs on this, on the
23 suspect?

24 [REDACTED]: No, I don't.

1 MARTINDALE: Okay. It was -- it wasn't you?

2 [REDACTED]: It wasn't me.

3 MARTINDALE: Okay. All right. All right, at that point, after he is physically
4 detained or handcuffed, the, that being the suspect that came down with the shoulder
5 injury, what did you do after that? Did you -- did you back away from that? Did you
6 back out of the house at the direction of SEB or did you remain in the --

7 [REDACTED]: No --

8 MARTINDALE: -- the foyer area?

9 [REDACTED] -- there was only two SEB operators in there at the time, so they asked if
10 we can stay there for, uhm, to be an arrest team or, uh, assist with whatever they
11 needed, so --

12 MARTINDALE: Okay.

13 [REDACTED] -- at that point, there was two operators and maybe five officers in there.

14 MARTINDALE: Okay.

15 [REDACTED]: Alhambra, myself, and I think one South Pasadena officer.

16 MARTINDALE: Okay. At that point, is it, at this point, after he's, this one
17 suspect's detained, is it static, you guys are just holding the, the ground floor?

18 [REDACTED]: Yes.

19 MARTINDALE: Okay.

20 [REDACTED]: They rendered aid, got him out to the paramedics, and then SEB guys
21 started filtering in and, and we kind of got relieved and --

22 MARTINDALE: Okay, so as the more SEB arrived on scene, the --

23 [REDACTED]: Yes.

24 MARTINDALE: -- they were relieving you and, in numbers from the house, and

1 then eventually, they took over the incident?

2 [REDACTED]: Correct.

3 MARTINDALE: Okay. All right.

4 RETZLAFF: When he came down, was he speaking coherently? I mean, was
5 he speaking English, like, he wasn't mumbling? Was he talking, like, you can
6 understand what he was saying or --?

7 [REDACTED]: I could, but he, he wasn't making sense, he's --

8 RETZLAFF: What was he saying?

9 [REDACTED]: -- he was saying -- uh, I don't know how I got here, this is a
10 misunderstanding, uhm, what's going on.

11 RETZLAFF: But you could understand what he was saying though?

12 [REDACTED]: Yes. Yes.

13 RETZLAFF: Like, it wasn't like he was speaking gibberish?

14 [REDACTED]: No, no, no, no.

15 RETZLAFF: Right.

16 [REDACTED]: No.

17 RETZLAFF: Okay, and how, what -- can you describe him to me? Like,
18 physically?

19 [REDACTED]: A male white, mid 40s, uhm, short hair. He was wearing a black, uh, t-
20 shirt, which he ended up taking off, and I think grey shorts, or black shorts.

21 RETZLAFF: Uh-huh (AFFIRMATIVE). Was he, like, did he look to you like he
22 was, like a fit dude, or how would you describe him, physically?

23 [REDACTED]: Slender.

24 RETZLAFF: Slender?

1 [REDACTED]: Yeah.

2 RETZLAFF: Okay. Did he look to you like he may have been under the
3 influence or no?

4 [REDACTED]: Either under the influence or mentally unstable, he, he just wasn't
5 making sense.

6 RETZLAFF: He wasn't making -- okay. All right.

7 [REDACTED]: Yeah, 'cause it -- he just was saying he didn't know how he got there, he
8 was talking something about a bar, and --

9 RETZLAFF: Did he have shoes on?

10 [REDACTED]: -- (talking over) -- uh, I don't remember.

11 RETZLAFF: Okay. Did he say how he got there or was there ever like an
12 indication that they found a car or if he just walked up or did he say?

13 [REDACTED]: No. I, I didn't catch any of that, he just was saying how, you know, how
14 did I get here, this is a misunderstanding, what am I doing here.

15 RETZLAFF: Okay.

16 MARTINDALE: Yeah, anything else you think is, uh, probative we might've
17 missed or --

18 [REDACTED]: No.

19 MARTINDALE: -- a context -- so basically in a nutshell, the, the only force you
20 saw used was the one officer who fired from the long rifle, and that was just one round
21 fired?

22 [REDACTED]: One.

23 MARTINDALE: Okay. And based on your knowledge, you don't believe anyone
24 was hit from that round that was fired?

1 [REDACTED]: No.

2 MARTINDALE: 'Cause you obviously saw the female that, this person was
3 shooting at or presumably shooting at, and then you saw her later when she, she didn't
4 appear to have any injuries to you?

5 [REDACTED] No.

6 MARTINDALE: Okay. Uh --

7 RETZLAFF: Okay, no.

8 MARTINDALE: Anything?

9 RETZLAFF: No.

10 MARTINDALE: Anything else? All right.

11 RETZLAFF: That's it -- oh, okay. We're gonna go off tape?

12 MARTINDALE: Yeah. Yeah, it's, uh, approximately, uh, it is, uh, 1301 hours.

13 (END OF INTERVIEW).

OCTOBER 9, 2016; 1200 HOURS

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INTERVIEW OF [REDACTED]

Taken at South Pasadena Police Station in the presence of Sergeant **CAIN** and Detective **CAMARILLO**, Los Angeles County Sheriff's Department, Homicide Bureau. Case under File # 016-00116-3199-055. Transcribed by Isaac Yanez, Written Communications, Inc.

-oo0oo-

CAMARILLO: Okay, today is Saturday, October 9th, 2016, the time is 12:00 noon, 12 p.m., this is Detective Dean Camarillo from Los Angeles County Sheriff's Homicide, along with my partner, Sergeant Timothy Cain. We are at the South Pasadena Police Station inside the Detective Bureau, present with us is South Pasadena police officer -- what's your first name, sir?

ZAMORA: Patrick.

CAMARILLO: Patrick, and your last name?

ZAMORA: Zamora.

CAMARILLO: Zamora, and representing, uh, Patrick Zamora, from the [REDACTED] and [REDACTED] Law Corporation, and that is [REDACTED], is [REDACTED] [REDACTED], and present from the Los Angeles County Sheriff's Crime Lab is Forensic Identification Specialist Teresa Romo. We are here investigating an officer-involved shooting that is documented under Sheriff's File Number 016-00116-3199-055.

Patrick, uh, what's your employee numbers?

ZAMORA: Uh, my badge numbers are 210.

CAMARILLO: 210?

ZAMORA: 2--210.

1 CAMARILLO: Okay, and I'm just gonna ask you a, a couple of brief questions --

2 ZAMORA: Yes, sir.

3 CAMARILLO: -- in regards to your, uh, employment background.

4 ZAMORA: Yes, sir.

5 CAMARILLO: How long have you been, uh, employed with the South P--South
6 Pasadena?

7 ZAMORA: I was hired here May of this year.

8 CAMARILLO: May 2016. Do you have any prior police service?

9 ZAMORA: Yes, I do. Uh, I worked for Imperial County Sheriff's Office from I
10 believe it was 2007 to when I came here in 2016.

11 CAMARILLO: Okay. Okay. And any service prior to that?

12 ZAMORA: And then I worked for Westmoreland Police Department.

13 CAMARILLO: West?

14 ZAMORA: West Moreland.

15 CAMARILLO: West Moreland? Where is that at?

16 ZAMORA: In Imperial County.

17 CAMARILLO: Okay. And what were your dates there?

18 ZAMORA: I believe my employment date was from July of '06 'til November of
19 '07, I believe it was.

20 CAMARILLO: Okay. And what academy did you go through?

21 ZAMORA: Uh, Ben Clark Training Center in Riverside.

22 CAMARILLO: Ben Clark?

23 ZAMORA: Yes. And --

24 CAMARILLO: Okay. Do you know your academy number or class number?

1 ZAMORA: I think it was Class 166.

2 CAMARILLO: And do you remember when you graduated?

3 ZAMORA: January of '06.

4 CAMARILLO: Okay. Okay.

5 CAIN: So you graduated and then you had like five months before landing?

6 ZAMORA: Yeah, there was a few months before whenever I got hired with
7 Westmoreland.

8 CAIN: Okay.

9 CAMARILLO: Okay, and, uh, in speaking with, uhm, Ms. [REDACTED] it's come, uh,
10 to our attention that you've been up for quite some time?

11 ZAMORA: Yes, sir.

12 CAMARILLO: About how many hours have, have you been awake now?

13 ZAMORA: Uhm, I got up yesterday, uhm, at 3:00 in the afternoon.

14 CAMARILLO: 3:00 in the afternoon yesterday? So -- okay, so --

15 ZAMORA: Almost --

16 CAMARILLO: -- right about 20, 21 hours? Or so?

17 ZAMORA: Yes, sir.

18 CAMARILLO: Okay. And it's our understanding that you would request to
19 conduct a formal interview, uhm, in regards to the, uh, events that happened early this
20 morning at another time, is that correct?

21 ZAMORA: Yes, sir.

22 CAMARILLO: Okay. With that being said, we have some, some questions that
23 we still need to ask, some preliminary, uh, type of questions that we need to ask you.
24 All right, Patrick, what type of weapon do you carry on you?

1 ZAMORA: I carry a Glock.

2 CAMARILLO: And do you know the model?

3 ZAMORA: It's a Glock .40.

4 CAMARILLO: Is it a .40-caliber or is it --

5 ZAMORA: Yeah, oh, a -- I'm sorry, a .40 caliber, yes.

6 CAMARILLO: Okay. And that's the weapon that you were, uh, that you were

7 carrying at the time of this incident?

8 ZAMORA: Yes.,

9 CAMARILLO: How was your Glock, uh, how was it loaded at the beginning of

10 your shift? How many rounds?

11 ZAMORA: It was a full magazine with one in the chamber.

12 CAMARILLO: Do you know what the magazine capacity is?

13 ZAMORA: I believe it's 12.

14 CAMARILLO: Twelve in the mag and one in the chamber?

15 ZAMORA: Yes, sir.

16 CAIN: For a total of 13? Okay.

17 CAMARILLO: To the best of your recollection, Patrick, how many rounds do you

18 believe you fired?

19 ZAMORA: Approximately seven.

20 CAMARILLO: Okay. And those were from your Glock?

21 ZAMORA: Yes, sir.

22 CAMARILLO: Do you carry any backup weapons?

23 ZAMORA: No, sir.

24 CAMARILLO: Okay. And how many extra magazines do you carry?

1 ZAMORA: And I have two.

2 CAMARILLO: Did you do a tactical reload at any time?

3 ZAMORA: I did, uh, change out my magazine.

4 CAMARILLO: Okay. Was that -- how long after the shooting, do you, did you

5 swap out the magazine?

6 [REDACTED] How is that related to what we're going into right now?

7 CAMARILLO: 'Cause we're gonna end up doing a round count.

8 ZAMORA: Uhm --

9 CAMARILLO: And again, Patrick, to, to the best of your recollection.

10 ZAMORA: Yeah, that's why I'm trying to remember when I did it, but -- maybe --

11 CAIN: Was it, was it, was it still an ongoing fluid situation when you, uh,

12 swapped out, had it gone Code 4 yet?

13 ZAMORA: I swapped out after I wasn't shooting, and I swapped out my

14 magazines to put a new, a full magazine in my gun.

15 CAMARILLO: Okay. So, so it's clear when we -- 'cause at some point here,

16 we're gonna have you remove your weapon --

17 ZAMORA: Yes, sir.

18 CAMARILLO: -- okay?

19 ZAMORA: Yes, sir.

20 CAMARILLO: So just so we're clear, the magazine that's now inserted in the

21 magazine well of your weapon was the magazine exchange?

22 ZAMORA: Yes, sir.

23 CAMARILLO: Okay. And the magazine that was in your weapon at the time of

24 the shooting is now in one of your magazine pouches?

1 ZAMORA: Yes, sir.

2 CAMARILLO: Okay.

3 CAIN: And when you got 10-8, both of the magazines that you carry in your, uh,
4 in your pouch are fully loaded? Fully --

5 ZAMORA: Yes, sir.

6 CAIN: -- like, filled to capacity?

7 ZAMORA: Yes, sir.

8 CAMARILLO: Okay. Before we, before we have you move, uh, remove your
9 weapon, uhm, I have two other questions. Were you wearing a body cam at the time of
10 the, uh, incident?

11 ZAMORA: No, sir, I wasn't.

12 CAMARILLO: Okay, did you have any recording devices that were actively
13 recording at the time of the incident?

14 ZAMORA: No, sir.

15 CAMARILLO: Okay. Anything before we, uh --?

16 CAIN: Un un --

17 CAMARILLO: Okay. Uh, what, what time did you start your shift?

18 ZAMORA: At, uh, 6:00 or 1800 hours.

19 CAMARILLO: 1800?

20 ZAMORA: Yes, sir.

21 CAMARILLO: And what, what's your, what time were you supposed to get off?

22 ZAMORA: At 6:00 in the morning.

23 CAMARILLO: You work a 12-hour shift?

24 ZAMORA: Yes.

1 CAMARILLO: Okay. And, Patrick, did you get injured at, at all during this
2 incident?

3 ZAMORA: Yes.

4 CAMARILLO: Okay. Can you tell me what your injuries consist of?

5 ZAMORA: My lower back --

6 CAMARILLO: Okay.

7 ZAMORA: -- and, I think it's between my shoulder blades, and upper back.

8 CAMARILLO: Okay. And without getting into too much detail, 'cause we'll do
9 that in the follow up, do you know how you sustained those injuries?

10 ZAMORA: You mean -- I know.

11 CAMARILLO: The action that caused the -- that you believe might've caused
12 that injury? Again, without getting into too much detail?

13 ZAMORA: Falling.

14 CAMARILLO: You fell?

15 ZAMORA: That's what you're asking?

16 CAMARILLO: Yes. That's what I'm, that's what I'm asking.

17 ZAMORA: Yes.

18 CAMARILLO: Okay, so during the incident you fell?

19 ZAMORA: Yes.

20 CAMARILLO: Okay. Perfect. You good Tim?

21 CAIN: Yeah.

22 CAMARILLO: Okay.

23 CAIN: If I could talk.

24 CAMARILLO: Ms. [REDACTED] Anything?

1 [REDACTED] No.

2 CAMARILLO: Okay. Okay, what we're gonna do at this time, uh, Patrick, we're
3 gonna go ahead and have you stand up, and we're gonna have you remove the, uh,
4 your firearm from, from its holster.

5 ZAMORA: Okay.

6 CAIN: Why don't you point it towards the desk?

7 ZAMORA: Yeah, I was about to --

8 CAIN: It's safe over there.

9 [REDACTED] I thought you were saying towards me. Uh-huh (AFFIRMATIVE).

10 CAIN: All right.

11 ZAMORA: Okay.

12 CAIN: Hey, as you're doing that, explain what you're doing there, uh, Patrick, so
13 you just removed your, uh, uhm, your sidearm from your, uhm, from your, from your
14 holster?

15 ZAMORA: Yes, sir.

16 CAIN: Okay. And I'm gonna move my -- all right, explain to me what you're
17 doing, I -- if we can get you to unload the, uh --

18 ZAMORA: Sure.

19 CAIN: -- the weapon.

20 ZAMORA: With my left hand, I'm gonna release my magazine from inside my
21 duty weapon.

22 CAIN: Okay.

23 ZAMORA: And I'll be using my middle finger, to release it on the left side of my
24 Glock, and I'm removing the magazine with my right hand.

1 CAIN: If you would pass it over to, uh, Ms. Romo.

2 ROMO: Thank you.

3 CAIN: And bef--before you do that, uh, TC, now go ahead and clear the
4 weapon, render it safe. Okay, one, one round just, uhm, uhm, just discharged, can you,
5 uh, uh, slide the, slide it back and lock it, please?

6 ZAMORA: Yes, sir.

7 CAIN: Okay. Now, we're gonna have, uh, uh, Ms. Romo, uhm, do a, uh, round
8 count for us on that. Do you have a separate envelope?

9 ROMO: I do. Uhm --

10 CAIN: And this is --

11 ROMO: (Talking over).

12 CAMARILLO: How do you wanna mark these, Teresa, like, uh, do you want to
13 use your --?

14 ROMO: We can, we can mark them afterwards, but yeah, we can use my initials
15 for the whole thing, TCR1, and later on, put it, whatever, like, Firearms 1, Firearms 2,
16 but for now, I'll just put TCR1 to indicate this is the item that I took, if you're okay with
17 that.

18 CAMARILLO: Okay. Uhm --

19 ROMO: It could --

20 CAMARILLO: -- well, 'cause we're gonna end up with multiple magazines now,
21 so it'll all be TCR1?

22 ROMO: So it's however you want to do it, we can do TCR1s of whatever, TCR --

23 CAIN: We want, we want, we want this one to be the, the, the magazine that
24 was removed --

1 ROMO: Oh, and that would --

2 CAIN: -- from his mag--uh, from his weapon.

3 ROMO: Okay.

4 CAIN: And the, and the one live round, the one that was removed from the
5 chamber.

6 ROMO: Can we stop so I can go get a few more envelopes?

7 CAIN: Sure, sure.

8 CAMARILLO: Uh, you know what, I can, I can get you some, they're right down
9 the hall.

10 ROMO: Perfect.

11 CAIN: All right.

12 ROMO: I see what you're saying, you want to document --

13 CAIN: Okay --

14 ROMO: -- each magazine?

15 CAMARILLO: Uh, yes. I'll get them. Can we get some envelopes?

16 (Background noise)

17 CAIN: Sorry, TC.

18 ROMO: No, I'm sorry, I, I --

19 [REDACTED] Does he need to do anything else for the record?

20 CAIN: Uh, he, he can lay it in the box if you'd like.

21 [REDACTED] 'Cause he's not gonna do anything else with it?

22 CAIN: No.

23 [REDACTED] Okay.

24 CAIN: And if you want to start on that. Can you, uh, read, it's got a light

1 attachment, uhm, want to read off the serial number there, D--TC?

2 ROMO: It's a Glock 22 .40 cal, serial number of G as in George-G as in George-
3 E as in Edward-774, it has a light attached to it, it is a Streamlight, T as in Tom-L as in
4 Lincoln-R as in Robert-dash-1.

5 CAIN: What is it, SLR-1?

6 ROMO: TLR-HL.

7 CAIN: TR--

8 ROMO: TLR-1.

9 CAIN: R-1.

10 ROMO: And then it says HL. And the serial number for that is 200381, and then
11 below it, it has 1215.

12 CAIN: So that's just a model, the 1215?

13 ROMO: I don't know, it's all, it's part of the serial number. I, I don't think they
14 had enough room in there.

15 CAIN: Okay.

16 CAMARILLO: And that's a Streamlight?

17 ROMO: Yes.

18 CAIN: So it says --?

19 ROMO: Streamlight TLR-1, and then it says, HL, and then they have a serial
20 number on here of 200381, and below that, 1215.

21 CAIN: Okay. So it's a Glock Model 22, .40 caliber, Serial Number George-
22 George-Edward-774?

23 ROMO: That's correct. The gun's been cleared, there's nothing in the gun, the
24 one live round has been placed in a separate envelope. And now I'm going to be doing

1 a round count for the magazine that was taken out of the gun. One, two, three, four,
2 five, six, seven, eight, nine, 10, 11, 12, 13, 14, 15. 15, it indicates on the magazine it is
3 a 15, and there are 15 live rounds. The magazine is also a Glock.

4 CAIN: Okay, are all the headstamps, uh, what are they?

5 ROMO: Uhm, verifying -- but they say, "Win," W-I-N, "40, S&W," and I'm
6 verifying each one. (INAUDIBLE). 12. (Background noise). All 15 headstamps are the
7 same, "W-I-N, 40, S&W," and I'm putting the live rounds and the magazine in a
8 separate envelope and sealing it.

9 CAMARILLO: And we're gonna mark that one, that's all gonna be part of, uh,
10 TCR1?

11 ROMO: Uh, I'll -- do TCR1 as the live round.

12 CAMARILLO: Okay.

13 ROMO: TCR2 as the magazine from the gun.

14 CAMARILLO: Okay.

15 ROMO: And the 15 live rounds.

16 CAMARILLO: Okay.

17 ROMO: Win, S&W, 40. And then let me go ahead and do, uh, 3 as the Glock,
18 with this, so I'm putting, putting the Glock and the attached light.

19 CAMARILLO: Okay. (INAUDIBLE).

20 CAIN: (INAUDIBLE).

21 CAMARILLO: (INAUDIBLE).

22 ROMO: What are we numbering the gun, TCR3?

23 CAMARILLO: Yes.

24 ROMO: Okay. What do you have next?

1 CAIN: I'm gonna ask him to remove the, the magazines.

2 CAIN: Do, do you recall which one of the magazines you swapped out, the top
3 or the bottom?

4 ROMO: I believe the bottom one.

5 CAIN: Okay, so you believe it was the bottom one but you're not certain?

6 ROMO: Yes, sir.

7 CAIN: Why don't we remove the, uh, the bottom magazine, and, uhm, hand it
8 over to, uh, FIS Romo. How do you title yourself and stuff like that, FIS Romo?
9 Specialist Romo? Forensic Identification Specialist Romo?

10 ROMO: I usually say Forensic Identification Specialist Romo.

11 CAIN: Okay.

12 ROMO: I'm reaching over and grabbing the, uh, magazine from his lower right --

13 CAIN: Is -- and he keeps his horizontal? Horizontal with the, uh, the snaps to
14 his, uh, towards his right arm.

15 ROMO: I'm doing the r--round count, it is also a Glock, uh, magazine, it says
16 "15-count" on the side. I'm counting. One, two, three, four, five, six, seven, eight.
17 Eight.

18 CAIN: Okay.

19 ROMO: I'm checking for the headstamps. First three headstamps, WIN, 40,
20 S&W, and putting them in an envelope, I'm counting out the rest. All the headstamps
21 are WIN, 40, S&W, for eight rounds, live rounds, taken out of the magazine. I'm placing
22 them in an en--envelope and numbering them TCR, Number 4.

23 CAIN: All right, Patrick, if we can get you to remove the, uh, top magazine,
24 which he's gonna remove from the, the top magazine pouch. Hand it over to, uh,

1 Forensic Identification Specialist Romo.

2 ROMO: His second magazine is also a Glock, and it's a 15-count, and I'm
3 counting. One, two, three, four, five, six, seven, eight, nine, 10, 11, 12, 13, 14, 15. 15
4 in the third magazine, and I'm gonna label that TCR5.

5 CAIN: So to the best of your knowledge, you think your, uh, magazine is fully
6 loaded, uh, at all times?

7 ZAMORA: Yes, sir.

8 CAIN: Okay.

9 ROMO: I'm checking for the headstamp. (Background noise). All 15
10 headstamps are the same, WIN, 40, S&W. I'm placing the magazine and the 15 live
11 cartridges from the third magazine in an envelope and sealing it.

12 CAIN: Okay. While she's doing that, uhm, let me describe you for the purposes
13 of the tape. Uhm, you are wearing a short sleeve navy blue uniform with a, uhm,
14 shield-type badge above your, uh, on your left breast. Uhm, it has the, uh, Memorial
15 Strap around it. Uhm, both shoulder patches marked "South Pasadena Police, 2016,"
16 the, uh, uh, commem--commemorative, uhm, uh --

17 [REDACTED] Breast Cancer.

18 CAIN: -- Breast Cancer, thank you, uhm, patch, uhm, with the pink lettering, and
19 then on -- for the purp--you have a nameplate on your, on your right pocket, with your
20 last name, Zamora, you have a, uh, a, a radio attached to your, uh, collar, where it
21 comes to a V there, and your Sam Browne, going from your left, you have a key, key,
22 uhm, keyguard, is that correct?

23 ZAMORA: Keeper.

24 CAIN: Key keeper, yes. Uhm, a small flashlight, and a keyring with keys. Uhm,

1 your, your holster, so you're left-handed?

2 ZAMORA: Yes.

3 CAIN: Okay. A left-sided holster, a, uh, what's this pouch right here?

4 ZAMORA: Oh, this one's a, my, uh, pepper spray.

5 CAIN: Pepper spray pouch above your left pocket, a cuff case above your left
6 pocket, two keeper straps, double keeper straps, a, uh, a cuff case above your right
7 pocket, the, uh, handheld portable radio above your, uh, uh, right pocket, and what's
8 this, the pouch right here?

9 ZAMORA: This one's my flashlight.

10 CAIN: A, uh, uh --

11 ZAMORA: mini flashlight.

12 CAIN: -- a mini flashlight, with -- and it has a flashlight inside of it, a additional
13 keeper strap, a, uh, taser in a holster, and then your, uh, uhm, another keeper strap,
14 and two, uhm, or a double magazine pouch that you have horizontal with the, uh, with
15 the snaps being closest to your, uh, right side, and in your sap pocket you have an
16 additional flashlight, uhm, and is that a --

17 ZAMORA: Pelican.

18 CAIN: Pelican what, is that a five inch? What is that, a five inch?

19 ZAMORA: The smaller one.

20 CAIN: The smaller -- we might have to photograph that. And then you're
21 wearing uh, uh, navy blue pants, uh, side pockets, and, uh, Rocky boots?

22 ZAMORA: Yes.

23 CAIN: Uh, black, uh, black Rocky boots. Okay. And you have your protective
24 vest? Any, uh, secondary backup weapon?

1 ZAMORA: No, sir.

2 CAIN: Okay. All right. Anything else on your list?

3 CAMARILLO: Okay. No.

4 [REDACTED] We done?

5 CAIN: I think so.

6 [REDACTED] Okay.

7 CAIN: Any questions of us?

8 ZAMORA: No, sir.

9 [REDACTED] None at this time, thank you.

10 CAMARILLO: You good?

11 CAIN: All right, it's, uh, 1226 hours and we are going to, uh, go off tape.

12 (END OF INTERVIEW).

1 OCTOBER 9, 2016; 1241 HOURS

2 -ooOoo-

3 INTERVIEW OF [REDACTED]

4 Taken at South Pasadena Police Department. Interview conducted by Sergeant **TIM**
5 **CAIN** and Detective **DEAN CAMARILLO**, Los Angeles County Sheriff's Department,
6 Homicide Bureau. This is under Sheriff's File No. 016-00116-3199-055.

7 -ooOoo-

8 CAIN: It's 10-09-2016, it's 1241 hours. I'm Sergeant Tim Cain, along with my
9 partner, Detective Dean Camarillo, and this is under Sheriff's file number 016-00116-
10 3199-055, and we are here in an interview room at the South Pasadena Police
11 Department. Here to speak with [REDACTED] from the San Marino Police
12 Department, who is a possible witness to this event. Let me get some preliminary
13 information on you, sir. When did you start law enforcement?

14 [REDACTED] I was employed with the City of San Marino in 1999, as a police
15 cadet.

16 CAIN: And when you said "police cadet" they put you through the academy?

17 [REDACTED] No. I was an office clerk, I did clerical stuff, vacuumed, cleaned
18 cars, stuff like that.

19 CAIN: And when did you go into the academy?

20 [REDACTED] In 2002, of April.

21 CAIN: What academy?

22 [REDACTED] LA County Sheriff's, Class 329.

23 CAIN: And consistently employed with San Marino?

24 [REDACTED] Yes.

25 CAIN: Do you remember when you graduated the academy?

1 [REDACTED] In September of 2002. Out of STAR Center.

2 CAIN: Okay. And when did you make sergeant?

3 [REDACTED] I made sergeant in March of -- March 24 of this year, 2016.

4 CAIN: And your law enforcement background, prior to the academy, or prior to
5 being a police cadet?

6 [REDACTED] None.

7 CAIN: How old are you, [REDACTED]

8 [REDACTED] 35.

9 CAMARILLO: And I'm sorry, is your first name [REDACTED] or is it [REDACTED]

10 [REDACTED] [REDACTED]

11 CAMARILLO: [REDACTED] Okay.

12 CAIN: All right. And your law enforcement background -- patrol?

13 [REDACTED] Patrol, Investigations, Detectives, I went to HIDA for two years,
14 Traffic for three years, and got promoted to corporal and now sent to sergeant in Patrol.

15 CAIN: All right. And you started your shift at what time yesterday?

16 [REDACTED] 1900 hours.

17 CAIN: And that was the start of a 12-hour shift?

18 [REDACTED] 12 hour and 20 minute shift.

19 CAIN: They get those 20 minutes in there.

20 [REDACTED] (LAUGHS.)

21 CAIN: Is that the Don Decker 20 minutes?

22 [REDACTED] Yes.

23 CAIN: So, 1900 hours, you start at 1200 hours and you were assigned -- what
24 was your assignment last night?

1 [REDACTED] Patrol -- a patrol sergeant.

2 CAIN: What's your call letters?

3 [REDACTED] 1Sam.

4 CAIN: All right. And at some point, I'm not -- every small agency works a little
5 different. I know the South Bay has a way of doing things and, you know, like Pomona,
6 Chino has a way of doing things, but small agencies, when they butt-up to each other,
7 sometimes can share frequencies or they assist in calls. Can you explain how San
8 Marino is setup with South Pasadena?

9 [REDACTED] Well, we run our own different frequencies. Our Dispatch Center
10 does have the capability to listen to other agencies surrounding our city via radio.

11 CAIN: Okay. And at some point in time last night did you become aware of a
12 call on Huntington Drive?

13 [REDACTED] Yes.

14 CAIN: And how was it that you became aware of that call?

15 [REDACTED] I was doing routine monitoring patrol and, I believe, it was 0430
16 hours or around that time, my dispatcher, [REDACTED], broadcast over the radio to
17 units monitoring South Pasadena for possible officer shots fired. Me, knowing that we
18 work so close with South Pasadena, I get on the radio and advise my guys to start
19 heading west, towards the west side of our town that borders up with South Pasadena.

20 CAIN: Now, was that advisement only given to you; the field sergeant? Or did
21 that go out to all the units?

22 [REDACTED] When the dispatcher puts it out, it broadcast to other two
23 additional units, myself and two beat officers.

1 CAIN: So, there's three -- three radio cars out? Three one-man units out there
2 last night?

3 [REDACTED] Yes, sir.

4 CAIN: Okay. And then, so you start responding to the area of -- do you
5 remember exactly how it came out?

6 [REDACTED] Not verbatim but to start monitoring South Pasadena frequency
7 for officers -- for shots fired. So, I start making my way towards the west side of town. I
8 get on the radio and advise the units -- my other two units -- to start making their way
9 also towards the west side of town. Meanwhile, I request that my dispatcher contact
10 South Pasadena to see what they have going on. My dispatcher comes back and says,
11 "Officers are out at [REDACTED]." At this point, I'm still driving westbound on
12 Huntington Drive and somewhere between Garfield and Fair Oaks I see another patrol
13 unit going westbound and I go is that a South Pas unit? It didn't look like it so I catch up
14 to it and it's an Alhambra unit so I figured oh, Alhambra also got the call. As I parallel
15 the Alhambra unit, we slow down, in the middle of the road, and I look over and I say,
16 "Hey, did you guys get the call?" He looks at me and says, "What call?" "Shots fired,
17 South Pasadena." And he's like, "No." And he looks at me weird and he's all, "Wait."
18 As we're having that conversation something gets broadcasted on his radio so we
19 proceed -- we continue to proceed westbound on Huntington.

20 CAIN: And, I'm sorry, where was that at; Huntington?

21 [REDACTED] On Huntington Drive. Somewhere between Garfield and -- I want
22 to say Garfield and Fair Oaks.

23 CAIN: Okay.

1 [REDACTED] So, we continue to proceed westbound on Huntington Drive, we
2 parallel each other, thinking we're going to run into some units. I just didn't want to get
3 there abruptly and not know what we had going on. We come to the intersection of
4 Huntington and Fremont and I see two cars -- two particular cars parked along the north
5 curb, facing west, and a male Hispanic standing near the corner, by the driveway, with a
6 security -- a security guard outfit. As I parked my patrol unit, the Alhambra officer exits
7 his car, first contacts the security guard. I don't under -- I didn't hear what conversation
8 took place but as they're talking we hear screaming from a girl's voice, coming from the
9 south side of our location. So, we look and we don't see anything directly across from
10 where we're at but we do see patrol cars parked along the west -- sorry, parked along
11 the south curb, facing east.

12 CAIN: Okay.

13 [REDACTED] So, we get back in our patrol vehicles --

14 CAIN: And where -- what corner do you think that security guard was at?

15 [REDACTED] Oh, he was at the northwest corner, by the KFC.

16 CAIN: Do you know what business he would have been associated with?

17 [REDACTED] I have no clue.

18 CAIN: So, northwest corner --

19 [REDACTED] There's a KFC, there's a Starbucks.

20 CAIN: Okay.

21 [REDACTED] Right directly on the northwest corner of Fremont and Huntington
22 Drive.

23 CAIN: And he was a uniformed security guard?

24 [REDACTED] Yeah. He had a T-shirt, said, "SECURITY."

1 CAIN: Was he -- do you know, I mean, I know you weren't privy to the
2 conversation but do you know if he was able to give out information?

3 [REDACTED] That I do not know. But I -- what I do know is as the Alhambra
4 officer was walking back we heard screaming --

5 CAIN: Right.

6 [REDACTED] -- from a woman so that's what caught our attention to look south,
7 where the noise was coming from -- the scream was coming from. So, we looked
8 further west and we see the patrol units parked along the south curb, facing east. We
9 get back in our cars, we activate our lights, and we continue westbound, probably 100,
10 150 yards, because there's only a turn bay so we make that left into the turn bay which,
11 obviously, against traffic, and we park along -- I park my patrol vehicle in a southwest
12 direction, in the eastbound lanes. My audio is on, fully recording the whole time, and I
13 exit --

14 CAIN: Is that running the entire time you're --

15 [REDACTED] The whole time. The whole time.

16 CAIN: So, from the time you sit in the radio car until the time you go home?

17 [REDACTED] From the time that the call comes out to, you know, hey, start
18 monitoring to the time I'm running the Command Post.

19 CAIN: So, it catches you talking to yourself, the whole nine yards?

20 [REDACTED] Yeah. To my wife and (LAUGHS), you know, am I gonna make it
21 home on time but, yeah, it catches everything. So, as I park my patrol vehicle I exit and
22 I make my way west now because I look at the numbers, it was like 1267 or 1277, so I
23 make my way west and as I'm walking west I see [REDACTED] and as I look I see [REDACTED]
24 [REDACTED] in the corner and at this time I don't hear no other voices.

1 CAIN: [REDACTED] is from what department?

2 [REDACTED] South Pasadena.

3 CAIN: Okay.

4 [REDACTED] I go, "What's going on, bud? What's going on?" At this time, I
5 had my weapon drawn out. He's all, "Danny, I need you to cover the walkway that
6 parallels the residence." There's a walkway that parallels the residence with probably a
7 three foot walkway with heavy shrubbery on the left.

8 CAIN: Would that be on the east side of the property or the west side of the
9 property?

10 [REDACTED] On the east side -- on the east side of the property. So, we're
11 standing in front of the property, to the left, so it's the east side. So, I said, "Okay." He
12 was standing on the doorway, it's raised probably by two steps or so, on the doorway,
13 and I'm standing flat level and covering the left side of the property. I go, "What do we
14 have?" He's all, "Hot prowl, two shots fired, unknown if suspect's hit." "Okay."

15 CAIN: And that's shot fired based on your understanding or what you're
16 interpretation of shots fired came from?

17 [REDACTED] Officer -- officer shot.

18 CAIN: Officer? Okay.

19 [REDACTED] I said, "Okay. Suspect? Where's the suspect?" "The suspect is
20 upstairs." "Where's the victim?" "Upstairs." Shoot. So, we're covering. I have a clear
21 view of [REDACTED] and the way he was positioned I had a clear view of the
22 apartment and the next person I see inside that apartment is [REDACTED]
23 He's near -- towards the middle, I want to say the living room area, maybe kitchen area.

24 CAIN: Now, so the sergeant, his last name is [REDACTED] right?

1 [REDACTED] [REDACTED] -- I think so.

2 CAMARILLO: [REDACTED]

3 [REDACTED] [REDACTED]

4 CAIN: Okay.

5 [REDACTED] We call him [REDACTED]

6 CAIN: Right.

7 [REDACTED] So, at this point, I tell [REDACTED] "We gotta get a plan together. If

8 the suspect is here we gotta get the victim down." So, I go ahead and I start thinking we

9 need to start staging FD in case things go south.

10 CAIN: Start staging, I'm sorry, what was that?

11 [REDACTED] Fire department.

12 CAIN: Okay.

13 [REDACTED] I request for the fire department to stage at Huntington and Fair

14 Oaks and I also advised my two other units to -- not to meet with the fire department, to

15 get a ladder. My idea was --

16 CAIN: So, you're coordinating via your radio?

17 [REDACTED] My radio frequency with San Marino.

18 CAIN: And so, your desk is the one calling -- I don't know which fire rolled out

19 there. Was it Alhambra or --

20 [REDACTED] Well, little did I know, South Pasadena was already staged.

21 CAIN: Okay. So, South --

22 [REDACTED] So, we kind of both requested fire departments, from my

23 understanding. I didn't know that at the time. So, I'm sending my two guys to go get the

24 ladder because my idea was to post the ladder up and eventually have her come out

1 through the window because [REDACTED] said she was by the window. At this point
2 in time, I could hear sirens coming and I happen to look to my right and I see more
3 officers coming, which I recognize from Alhambra PD. At this point, none of us had
4 really communicated -- our radios, we cannot listen to South Pas. We cannot
5 communicate with South Pas so it was all verbal at this point. So, I see some Alhambra
6 units, patrol officers, start approaching towards the front of the property. As I happened
7 to glance, I see an officer that I recognize, at night, who I know. I see him with his
8 AR-15 and --

9 CAIN: I'm sorry. You see somebody you recognize with an AR-15?

10 [REDACTED] With his rifle. (INAUDIBLE).

11 CAIN: And what's the name of that officer?

12 [REDACTED] [REDACTED]

13 CAIN: Okay.

14 [REDACTED] From Alhambra and I see another [REDACTED]
15 [REDACTED] taking a position directly kind of behind me.

16 CAIN: So, when you say "behind" you were -- you were positioned so you had --

17 [REDACTED] I had a clear view of the access way.

18 CAIN: The east walkway there?

19 [REDACTED] East walkway.

20 CAIN: So, would they have been along the east side of the property?

21 [REDACTED] No. They were on the front side of the property, walking towards
22 the front, so they're walking from the north to south.

23 CAMARILLO: So, are you covering the east walkway up near the front porch
24 area?

1 [REDACTED] Yes.

2 CAMARILLO: You're up on there.

3 [REDACTED] I'm covering the one, two -- the one, two side.

4 CAMARILLO: Yeah. And, literally, right on the one corner? Right on the
5 corner?

6 [REDACTED] Right on the corner.

7 CAIN: And where does [REDACTED] and [REDACTED] go to?

8 [REDACTED] They're -- they're behind me, to the right, so they're off-set from
9 me.

10 CAIN: Would they have been on the property next door?

11 [REDACTED] No. They were on the property itself.

12 CAIN: Okay.

13 [REDACTED] So, I happen to look, to see who was coming behind me --

14 CAIN: And, I'm sorry. And when you say "right" so that would have been to the
15 west?

16 [REDACTED] To the west.

17 CAIN: To the west? Okay.

18 [REDACTED] When I looked to the west, I glanced to the west, I see them
19 walking. I hear voices -- a female voice coming from the second level, screaming,
20 yelling.

21 CAIN: Could you make out what she was saying?

22 [REDACTED] I -- I was so focused on -- I didn't want to -- to look. I had a
23 position to where I was focused on my area that I was told to focus to. I knew that they
24 were behind me and they would go ahead and address whatever they're addressing. At

1 this point, I hear the officer yell some commands and a round goes off. As a round
2 goes -- excuse my language -- I said, "Fuck. I think we're being ambushed here." And I
3 see [REDACTED] run inside, I put out "Shots fired, shots fired." There's heavy
4 shrubbery to the left, where I'm at.

5 CAIN: To the left?

6 [REDACTED] To my left. To the east side --

7 CAIN: Okay.

8 [REDACTED] -- of the walkway. I dove in the shrubs because I had no cover.

9 CAIN: Right.

10 [REDACTED] I dove into the shrubs. I crawled -- bear crawled out, got cut, and
11 turned around and stayed still to see where that shot was coming from and then I just
12 heard someone say, "Who shot that? Who shot that?" "I did. I did."

13 CAIN: Who was asking, "Who shot that?"

14 [REDACTED] One of the Alhambra guys.

15 CAIN: All right. And do you hear who responded back?

16 [REDACTED] Yeah [REDACTED].

17 CAIN: Okay. And [REDACTED] responded back by saying what?

18 [REDACTED] I don't know specifically but he responded back that he -- he was
19 the one that shot.

20 CAIN: Okay. And I'm sorry to interrupt you but you don't recall his exact words
21 but --

22 [REDACTED] Exactly.

23 CAIN: -- you knew that he was the one?

24 [REDACTED] That shot.

1 CAIN: Okay.

2 [REDACTED] I knew he was the one that shot. Verbatim, I don't know what he
3 specifically said. So, I go ahead and retract now towards the front of the property and
4 take cover behind some cars. That's where I met with Corporal Wil, who is originally
5 walking up towards me before the shot was fired. [REDACTED] who shot the
6 round, was taking cover in front of some cars that were parked in front of the location --
7 directly in front of the location, and another Alhambra officer, who I don't know who he
8 was. At this point, I start thinking well, we -- we need to setup a Command Post. We
9 have other agencies involved. We need to set something. I know that the South Pas
10 sergeant couldn't do anything because he was inside so I retract myself from where I'm
11 at, walk across the street, walk all the way around, cross the street northbound, cross
12 Ramona and Pine, and make my way to my patrol vehicle, which is on the -- originally
13 where I parked it on the west side of the location. I got in my vehicle, went around,
14 down Huntington Drive to a little side street by Ralph's, onto Fremont, and parked at the
15 1400 block of Huntington and that's where I set my Command Post up and started
16 making notifications and requesting other units.

17 CAIN: At that time, had the -- had there been a rescue effort on the part of the
18 people inside the house?

19 [REDACTED] That I know of? No, because we were waiting for -- I had given
20 one of my officers, who was on the west side originally, who was originally going to
21 bring the ladder, my ballistics shield. And the plan was to get a ladder, have two
22 ballistics shields walk up to the property, get -- have them come down the ladder. And
23 that wasn't established.

1 CAIN: All right. So, let me paraphrase you and correct anything that I might
2 have wrong. You're 10-8, working patrol last night.

3 [REDACTED] Uh-huh.

4 CAIN: You were advised by your dispatch that -- start monitoring the South
5 Pasadena frequency in regards to possible shots fired.

6 [REDACTED] Correct.

7 CAIN: You advise your field crews to -- all two of them -- to start -- to start
8 responding in that direction.

9 [REDACTED] Correct.

10 CAIN: At some point, you know, you and your -- you arrive there prior to your
11 assisting units.

12 [REDACTED] Correct.

13 CAIN: And you arrive about the same time as an Alhambra unit. Officers from
14 South Pas request that you take a position on the east side of the location to have a
15 visual of the --

16 [REDACTED] Two side.

17 CAIN: -- the east walkway there.

18 [REDACTED] Uh-huh.

19 CAIN: The shooting had already transpired by the time you arrived; is that
20 correct?

21 [REDACTED] Oh, yes. Uh-huh.

22 CAIN: Okay.

23 [REDACTED] Hold on. The first shooting.

24 CAMARILLO: The first shooting.

1 [REDACTED] The officer shooting; yes.

2 CAIN: The initial shooting?

3 [REDACTED] Yes.

4 CAIN: Okay. And as you were -- as you were there, additional units from
5 Alhambra arrived. They positioned themselves kind of west of where you were at.

6 [REDACTED] Uh-huh.

7 CAIN: And during this time you're hearing a woman screaming and you also
8 hear a single gunshot. You didn't -- at that time you didn't know the origin of it so you
9 tried to take the best conceal and containment that you could.

10 [REDACTED] Correct.

11 CAIN: And then, at some point, somebody asked from Alhambra who fired and
12 the person that you recognized as [REDACTED] responded back that he was the
13 one that fired. You left your position there and setup a Command Post to do the
14 sergeant stuff that you needed to get done. Is that correct?

15 [REDACTED] Correct.

16 CAIN: Anything in there that I didn't -- that I missed or that I had wrong?

17 [REDACTED] No. Everything was on point. Everything's on audio.

18 CAIN: Did you -- at some point were you able to see the rescue?

19 [REDACTED] No. When I retracted back, knowing that I needed to start -- we
20 were having a lot more officers from different agencies, we needed to have a Command
21 Post.

22 CAMARILLO: Let me ask you. Right before you heard the single shot you
23 heard someone yelling commands. Do you know what -- what that was?

1 [REDACTED] Something to the effect of "hands." "Let me see your hands."
2 "Hands."

3 CAMARILLO: And could you tell, was that coming from the group of the
4 Alhambra officers?

5 [REDACTED] It was coming from voices -- I don't know who it was but it was
6 coming from voices behind me.

7 CAMARILLO: Okay.

8 [REDACTED] So, I can assume it was from the Alhambra officers. When I
9 looked back, they were the ones that were behind me, walking up towards the property.

10 CAIN: So, when you say "behind" you, west of you?

11 [REDACTED] West of me. They were --

12 CAIN: North and west of you or south and west of you?

13 [REDACTED] South -- southwest.

14 CAIN: Southwest? And they would have still been behind you? I know -- I
15 understand the west part but the south part (INAUDIBLE).

16 [REDACTED] So, they were behind me, to the right, so southwest. Does that
17 make sense?

18 CAMARILLO: I think it's northwest.

19 CAIN: Yeah.

20 [REDACTED] Oh, I'm sorry.

21 CAIN: Yeah.

22 [REDACTED] Yeah. I'm sorry, yeah, north -- yeah, they're behind me; yes.

23 North; correct -- northwest.

24 CAMARILLO: Okay.

1 [REDACTED] And they're walking south.

2 CAMARILLO: Got it.

3 [REDACTED] Towards the front of the location.

4 CAMARILLO: Yes.

5 [REDACTED] Yeah, sorry.

6 CAIN: Do you know if anybody from -- it's part of a duplex. Do you know if

7 anybody from the other part of the duplex ever came out or made themselves known?

8 [REDACTED] Not that I know of.

9 CAIN: Okay.

10 [REDACTED] Sorry, you're right; it's north -- northwest of it.

11 CAIN: And we already talked about your audio recorder.

12 [REDACTED] Uh-huh.

13 CAIN: Are we being recorded right now, by the way?

14 [REDACTED] No.

15 CAIN: Okay. And you don't wear a body cam?

16 [REDACTED] No.

17 CAIN: Okay. All right, [REDACTED] if I can get you do -- anything else on that?

18 CAMARILLO: The only -- I don't think I got the name right. You mentioned a

19 Corporal I heard Wilk or something.

20 [REDACTED] [REDACTED]

21 CAMARILLO: [REDACTED]

22 [REDACTED] Uh-huh. [REDACTED] Well, his real name is [REDACTED] We call him

23 [REDACTED]

24 CAMARILLO: Okay.

1 [REDACTED] And we all kind of know each other. We do -- we meet up at
2 7-ELEVEN at 1:00 o'clock, 1:30 and, you know, we always work calls together so you
3 develop a relationship.

4 CAMARILLO: Got it. That's it.

5 CAIN: All right. For the purposes of the tape, we're going to describe you,
6 [REDACTED] if I can get you to stand up here. You are wearing -- is that a uniform shirt or a
7 polo shirt?

8 [REDACTED] It's a polo shirt.

9 CAIN: Okay. You have a polo shirt with San Marino, the patches -- "San Marino
10 Police," a member of breast cancer awareness patches, your sergeant chevrons on
11 both sleeves, you have "POLICE" and "(INAUDIBLE) to terrorists" over your right breast
12 area, a shield type badge with a memorial strap around -- on your left breast, and then
13 you have a tactical -- you're wearing a tactical vest.

14 [REDACTED] Tactical vest.

15 CAIN: And what I just described is, other than the shoulder patches, the names
16 and the badge are on the tactical vest and you have a flashlight holder and a cuff case
17 and -- oh, it's a baton -- a baton holder, a cuff case, two pouches, fully loaded, I'm
18 assuming?

19 [REDACTED] .45 mags.

20 CAIN: .45 magazine and we never asked you this, for the purposes of the tape,
21 did you ever discharge your weapon or a weapon during the course of this event?

22 [REDACTED] No. No, I did not, but I did have my weapon out.

23 CAIN: Okay. And you have a handheld radio and some -- this is a recording
24 device -- a recording?

1 [REDACTED] A recording device; yes.

2 CAIN: On the -- and another tactical light and what is that; a cell phone?

3 [REDACTED] It's just business cards in case I have to take a TC.

4 CAIN: In your pocket on the breast.

5 [REDACTED] And two pins and a pencil.

6 CAIN: And what do you have on your back? Okay. No markings on the back.

7 [REDACTED] No.

8 CAIN: And your Sam Browne, you have a -- you just said it was a .45 that you

9 had out?

10 [REDACTED] Glock.

11 CAIN: But you did not discharge?

12 [REDACTED] Uh-huh.

13 CAIN: A Sam Browne, a key holster, couple keeper straps, a taser in holster,

14 and turn around, an empty baton holder and what is that, pepper spray on the --

15 [REDACTED] Pepper spray.

16 CAIN: -- on your back.

17 [REDACTED] Yes, sir.

18 CAIN: And those are -- what do they call those kind of pants?

19 [REDACTED] BDU pants.

20 CAIN: All right. And black -- those --

21 [REDACTED] Scuff boots, Condor boots.

22 CAIN: What was the brand?

23 [REDACTED] Condor.

1 CAIN: Condor boots. All right. And we already took photographs of you as you
2 are so anything else, Dean?

3 CAMARILLO: I don't think so. Just so I'm clear, yeah, just one real quick.

4 CAIN: The screaming that you heard, you couldn't decipher?

5 [REDACTED] I know it was a woman screaming.

6 CAIN: But you couldn't decipher what she was saying?

7 [REDACTED] "Help," you know, it's just "Help" and I couldn't really --

8 CAIN: But you do remember the words, "Help"?

9 [REDACTED] Yes.

10 CAIN: Okay.

11 [REDACTED] At one point, when I was -- when I retracted myself from the area
12 to go back to my patrol car, I was on the other side -- I was on the north side of
13 Huntington Drive and I was walking, I did see her stand in the balcony. That was the
14 first and only time I observed her.

15 CAIN: How many did you see?

16 [REDACTED] I only saw one.

17 CAIN: And can you describe her?

18 [REDACTED] I couldn't because I was so far away. I was so far away. I was
19 on the north side of the property -- sorry, north of Huntington Drive. I retracted myself
20 pretty far to try to get across to the -- I was -- at this point, I was on the east side, trying
21 to get out to the west side, where my patrol vehicle was.

22 CAIN: Okay.

23 CAMARILLO: Where was -- where was [REDACTED] at when you first contacted him?

24 [REDACTED] In the doorway.

1 CAMARILLO: He was actually in the doorway?

2 [REDACTED] In the doorway. In the entryway of the doorway --

3 CAIN: With the raid shield?

4 [REDACTED] Correct.

5 CAIN: Okay. So, it's kind of like half in and half out?

6 [REDACTED] Correct.

7 CAMARILLO: All right. I don't got nothing else, Tim.

8 CAIN: Any questions or anything that we didn't ask you that you think is
9 important?

10 [REDACTED] What kind of round I think was shot -- fired? It sounded like a
11 patrol rifle. Like a rifle round.

12 CAIN: Okay.

13 [REDACTED] Pretty loud. Probably when he shot it you could clearly hear the
14 audio. It was probably 15 feet away.

15 CAIN: Okay.

16 [REDACTED] From my location.

17 CAIN: And how long do you think you had been Code 6 or been at that location
18 prior to the round?

19 [REDACTED] Gosh, maybe less than two minutes.

20 CAIN: Two minutes?

21 [REDACTED] Maybe less, give or take.

22 CAIN: Less than two? Not bad.

23 [REDACTED] I mean, to tell you the truth, it seemed -- I'm sure it's probably -- it
24 seemed like a long time.

1 CAIN: Right, right.

2 [REDACTED] But give or take maybe a minute, around a minute and a half.

3 CAIN: And I think Dean already covered but immediately preceding that you
4 heard some type of commands?

5 [REDACTED] Yes. I did not see, I just heard and that's when I heard a weapon
6 discharge.

7 CAIN: Did you recognize the voice giving the commands?

8 [REDACTED] Officer -- it's either -- no. Because there was yelling going on.
9 There was -- I know someone from behind me -- I know it was either -- the two officers
10 that were behind me, they were yelling commands. I don't know who it was. I know one
11 of them was Wil, who was a really good friend of mine, now acquaintance, but the other
12 one, I don't know who -- who was the other ones because it seemed like they all
13 showed up at the same time.

14 CAIN: All right.

15 CAMARILLO: I'm good.

16 CAIN: I don't have anything. It is 1311 hours and we're going to go off tape.

17 *(END OF INTERVIEW.)*

18 PC/Cron & Associates Transcription, Inc.

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1 OCTOBER 09, 2016; 1438 HOURS

2 -ooOoo-

3 INTERVIEW OF [REDACTED]

4 Taken at South Pasadena Police Department. Conducted by Detective **DEAN**
5 **CAMARILLO** and Sergeant **TIMOTHY CAIN**, Los Angeles County Sheriff's Department,
6 Homicide Bureau. Case is under File No. 016-00116-3199-055.

7 -ooOoo-

8 CAMARILLO: All right. Today's October 9th, 2016. The time is 1438 hours, 2:38
9 p.m. This is Detective Dean Camarillo, Sheriff's Homicide, along with my partner,
10 Sergeant Timothy Cain. We are at the South Pasadena Police Department inside an
11 interview room with [REDACTED] What are your
12 numbers, sir?

13 [REDACTED] 206.

14 CAMARILLO: Number 206. And also present in the room is Robert -- Sergeant
15 Robert Bartl, B-a-r-t-l, from the South Pasadena Operations -- what is this? Offices of
16 Professional Standards.

17 BARTL: Yes.

18 CAMARILLO: And, [REDACTED] can you -- we're gonna go a little bit of your
19 background, okay? Can you tell me when you were hired by South Pasadena? Hire
20 date?

21 [REDACTED] I was hired November 30th of 2015.

22 CAMARILLO: And what academy did you go to?

23 [REDACTED] LASD, Class 412, graduated May 6th of 2016.

24 CAMARILLO: LASD Class 412. When was your graduation date?

25 [REDACTED] May 6th of this year, 2016.

1 CAMARILLO: Prior to the -- prior to the academy, any other police -- prior police
2 experience?

3 [REDACTED] No, sir.

4 CAMARILLO: Military?

5 [REDACTED] No, sir.

6 CAMARILLO: And in terms of your employment here with South Pasadena, has
7 it just -- has it just been patrol or --

8 [REDACTED] Yes, sir.

9 CAMARILLO: -- or other units?

10 [REDACTED] Patrol only.

11 CAMARILLO: And before we get into what happened this morning, I just want to
12 make sure that we're clear that you have a right to have counsel present.

13 [REDACTED] I understand.

14 CAMARILLO: And, also, we don't compel any statements, so all the statements
15 that we receive are free and voluntary statements. So keep that in mind. You -- you
16 want to talk to us, then?

17 [REDACTED] I do.

18 CAMARILLO: All right. What time did your shift start, [REDACTED]

19 [REDACTED] 1800 last night.

20 CAMARILLO: Till what time?

21 [REDACTED] It was supposed to end at 0600 this morning.

22 CAMARILLO: Zero six, okay. Twelve-hour shift?

23 [REDACTED] Yes, sir.

24 CAMARILLO: And what unit?

1 [REDACTED] I was in 1404.

2 CAMARILLO: That's your unit number?

3 [REDACTED] My badge --

4 CAMARILLO: What's your call sign?

5 [REDACTED] 206.

6 CAMARILLO: So just so I'm clear, your call signs are your badge numbers?

7 [REDACTED] Correct.

8 CAMARILLO: And that's a one-man car?

9 [REDACTED] Yes, sir.

10 CAMARILLO: At some point during your shift, did you respond to [REDACTED]

11 [REDACTED]

12 [REDACTED] I did.

13 CAMARILLO: Can you tell me about that? How did you become aware of an
14 incident at that location?

15 [REDACTED] Dispatch advised me it was in my beat; that a 459 was in progress
16 at [REDACTED]. It was approximately 0430 in the morning. I responded from
17 Huntington and Garfield. I was first on scene. I parked a few houses down east of the
18 location and made my way to [REDACTED] From the outside of the residence, I only heard
19 talking, what seemed like talking. As soon as -- I was probably there, maybe, 10, 15
20 seconds before [REDACTED] arrived on scene.

21 CAMARILLO: Okay.

22 [REDACTED] Around that time, we started to hear loud screaming and dispatch
23 advised us that there was a subject downstairs. There was an open line. We heard
24 that the subject was downstairs. We began to hear loud screaming to where the subject

1 was moving his way upstairs. The screaming was coming from the upstairs area. As I
2 approached the front entrance, I noticed there was a balcony above us so I quickly
3 approached the front door and Officer Zamora arrived on scene around that time as
4 well. As soon as we heard the loud screams, we felt there was exigent circumstances
5 to enter the house.

6 CAMARILLO: Let me -- let me stop you before you take us inside the house.

7 [REDACTED] Got it.

8 CAMARILLO: Okay? So these -- this call here was in your beat so it's fair to say
9 it was your -- your handle?

10 [REDACTED] It was my handle.

11 CAMARILLO: And did you coordinate the call with other units, in terms of how
12 you were going to approach the location?

13 [REDACTED] I, typically, I would approach the location from the front. [REDACTED]
14 [REDACTED] approached from the front so [REDACTED] was aware that [REDACTED]
15 was in the front. So he made his way to the rear --

16 CAMARILLO: Okay.

17 [REDACTED] -- alley and staged to the rear of the house.

18 CAMARILLO: Do you remember what the initial call, other than a 459 in
19 progress, do you -- do you remember any other details about the call itself?

20 [REDACTED] The call came in as a male Hispanic, 30, 35 years of age, was
21 inside the house.

22 CAMARILLO: Okay.

23 CAIN: I'm sorry, a male Hispanic, 30 to -- 30 something inside the house?

24 [REDACTED] That's -- that's what I recall, sir.

1 CAMARILLO: Now, you said you approached the location. You parked east, a
2 couple houses east, and walked up on foot?

3 [REDACTED] I DID, sir.

4 CAMARILLO: And it was there that you met up with [REDACTED]

5 [REDACTED]: Yes, sir.

6 CAMARILLO: And shortly after your arrival, you heard some screams coming
7 from upstairs?

8 [REDACTED] Correct.

9 CAMARILLO: All right. And is it during this time that you're out on foot that
10 Dispatch was updating you that the subject was downstairs?

11 [REDACTED] Correct.

12 CAMARILLO: Okay.

13 [REDACTED] There was an open line so we were hearing what was going on.

14 CAMARILLO: All right. Was they -- did Dispatch give you a description of the
15 suspect other than -- like a clothing description or anything?

16 [REDACTED] I don't recall.

17 CAMARILLO: All right. So you said you made your way to the front door and
18 that's when Officer Zamora arrived?

19 [REDACTED] Correct.

20 CAMARILLO: And you heard screaming coming from upstairs?

21 [REDACTED] Correct.

22 CAMARILLO: And at some point, who made the decision to enter the house?

23 [REDACTED] I was closest to the door. It was me and Officer Zamora that kind of
24 gave each other the look that we're gonna make entry. I touched the doorknob to see if

1 it was locked or not. It was locked, but the door was fully closed. I figured one of us
2 was gonna have to boot it. I ended up just pushing the door open and Officer Zamora
3 made entry first.

4 CAMARILLO: So the door was closed.

5 [REDACTED] The door was fully closed.

6 CAMARILLO: It's locked?

7 [REDACTED] Right.

8 CAMARILLO: But it was able -- you were able to push it right --

9 [REDACTED] Correct.

10 CAMARILLO: Okay.

11 CAIN: Do you know if something was blocking the locking mechanism?

12 [REDACTED] No. The -- it -- it appeared to be undamaged and the locking
13 mechanism was open. So I'm not sure how it popped open exactly. I noticed
14 afterwards there was a little bit of damage, but not from the interior of the house.

15 CAIN: If you remember, was it a deadbolt or just one of those old-style?

16 [REDACTED] Just a standard doorknob.

17 CAIN: Okay.

18 [REDACTED] Uh-huh.

19 CAMARILLO: So the door pushes open.

20 [REDACTED] Correct.

21 CAMARILLO: Then what did you do?

22 [REDACTED] I pushed the door open. Officer Zamora made entry first. I followed
23 behind. [REDACTED] followed behind me. Officer Zamora went straight to the
24 staircase. I followed Officer Zamora, and [REDACTED] was behind me and he

1 made entry towards the kitchen area, which was the next open door. At that point, all I
2 noticed was Officer Zamora staged at the very bottom of the staircase. We heard the
3 screaming so we were gonna make -- we were gonna start going up the staircase. I
4 was right behind Officer Zamora when I heard shots being fired. I did not know who
5 they were coming from. I didn't know who shot first, but I did see that Officer Zamora
6 was shooting. I was right behind Officer Zamora. I did not have a clear sight of a
7 suspect or anything like that so I did not shoot back. Officer Zamora fell back and
8 landed on me to where I fell behind and hit the table behind me. [REDACTED]
9 quickly jumped out of the way and made his way towards the kitchen area.

10 CAMARILLO: When --

11 CAIN: Was the -- was your view blocked by something in the stairs?

12 [REDACTED] It wasn't --

13 CAIN: Was it an open stairs or was it like a walled stairway?

14 [REDACTED] It's a walled stairway. And Officer Zamora was right in front of me.
15 It was a dark staircase and he was in front of me. I was not using my light as to not
16 backlight him. So he lit up the staircase and it all happened so fast. I don't know who
17 shot first but as soon as we heard the shots, I -- Officer Zamora fell back and he fell on
18 top of me.

19 CAMARILLO: Was he -- when you say he's at the base of the stairs, was he,
20 literally, like, on the ground floor at the base --

21 [REDACTED] Right, ground floor.

22 CAMARILLO: -- of the stairs or was he -- okay. So he wasn't, like, on the first or
23 second step?

24 [REDACTED] No, sir.

1 CAMARILLO: You guys were on the ground floor?

2 [REDACTED] Correct.

3 CAMARILLO: What was the lighting in the house like?

4 [REDACTED] Completely dark. It was dark. There was one light on by the
5 entrance of the -- of the residence and that was it.

6 CAMARILLO: So the interior --

7 [REDACTED] There's no ceiling lights. There's nothing like that. It was just one
8 of those lamps that are on the pole.

9 CAIN: Now the stairway, does it -- does it -- do you do a couple step this way
10 and then it turns and then --

11 [REDACTED] No, the staircase --

12 CAIN: -- goes up?

13 [REDACTED] The -- the staircase --

14 CAIN: Or it just goes straight up?

15 [REDACTED] -- straight up

16 CAIN: Okay.

17 [REDACTED] Just straight up. Walls on both sides of the staircase. There's no
18 railing, nothing like that. So it's a dark staircase.

19 CAMARILLO: Now, you said Zamora illuminated the stairwell with his -- with a
20 flashlight?

21 [REDACTED] A as far as I recall, yes, and I was right behind him when it
22 happened.

23 CAMARILLO: How -- how long do you think you guys were at the base of the
24 stairs before the shots were fired?

1 [REDACTED] Five -- five seconds, if that.

2 CAMARILLO: Now, when you approached the stairwell, do you remember if he
3 had a light illuminating it? Or was it -- once you got to the base of the stairs, he
4 illuminated the stairwell?

5 [REDACTED] Correct. We -- it was not illuminated until we got to the base of the
6 stairwell.

7 CAMARILLO: And after illuminating the stairwell within seconds, you hear
8 gunshots?

9 [REDACTED] Correct.

10 CAMARILLO: Now you made a comment about you didn't know who shot first.

11 [REDACTED] The --

12 CAMARILLO: Where -- go ahead.

13 [REDACTED] I -- I didn't know who shot first because I didn't know -- I heard
14 shots. I didn't know if Officer Zamora shot first or the suspect did. I'm not -- I'm not
15 sure. Afterwards, obviously, we found out there was no gun, you know? As far as I'm
16 concerned, as far as I know. But I didn't shoot back because I didn't know who to shoot
17 at and have a clear picture of who to shoot at so I didn't shoot back.

18 CAMARILLO: Okay .

19 [REDACTED] I had no reason to shoot back.

20 CAMARILLO: So you're behind Officer Zamora. So after he shoots, he falls
21 back.

22 [REDACTED] Yeah. He walked backwards, fell backwards, fell on me and we
23 quickly, you know, cleared the stairwell and got out of the way.

24 CAIN: How many stairs?

1 [REDACTED] Took cover.

2 CAIN: How many steps up do you think he was?

3 [REDACTED] In front of me?

4 CAIN: Yeah.

5 [REDACTED] Officer Zamora? Probably one or two steps. I was right behind

6 him.

7 CAIN: Going up the stairs? One or two?

8 [REDACTED] No, he was not on the steps.

9 CAIN: Okay.

10 [REDACTED] He was on the ground floor.

11 CAMARILLO: At the bottom.

12 CAIN: I was a little confused when you say --

13 [REDACTED] He was -- he was --

14 CAIN: -- he fell back, I thought maybe he fell back off the stairs.

15 [REDACTED] No. No. He was at the base of the stairwell. He was not on the

16 stairwell. He was on the ground floor and he poked his head over, you know? Kind of

17 "pieing" the staircase. I was right behind him and the shots went off right away.

18 CAMARILLO: Okay.

19 [REDACTED] Okay? The --

20 CAMARILLO: Did --

21 [REDACTED] -- whole shots happening, you know, pushed Zamora back and up

22 against me.

23 CAMARILLO: And you guys fall to the ground?

24 [REDACTED] Yes.

1 CAMARILLO: Right?

2 [REDACTED] We instantly got up and took cover.

3 CAMARILLO: At any time, did Zamora describe or explain the threat to you?

4 [REDACTED] Only that somebody -- he saw a figure and somebody peeked over
5 and pointed something at him and that was it.

6 CAMARILLO: Was he specific as far as where that figure was coming from?

7 [REDACTED] The top of the staircase.

8 CAMARILLO: At the top of the staircase?

9 CAIN: And to the best of your memory, -- I emphasize "to the best of your
10 memory" -- what do you recall Officer Zamora's exact words when he relayed to you
11 what he saw?

12 [REDACTED] I only recall a male with a mustache short hair and that was it.

13 CAIN: Did he say what he pointed or how he pointed it?

14 [REDACTED] Only that he pointed something at him.

15 CAMARILLO: So you guys fall down, take cover. Then what happens?

16 [REDACTED] We held our position. After we held our position, I made my way to
17 the front of the house, the front entrance --

18 CAMARILLO: Okay.

19 [REDACTED] -- because I heard a woman screaming. I remember seeing a
20 balcony. At that point, I saw a female poke her head over. I don't recall which female it
21 was. I think it was the younger one. She poked her head over and was asking and
22 screaming for help. At that point, we -- I heard a loud glass breaking. There seemed
23 like a piece of a window fell out from the top. I was trying to get her to climb down to me
24 but she wouldn't. I went back inside the residence. Zamora was holding his position at

1 the base of the stairs. [REDACTED] was holding his position covering the back
2 entrance of the house, and I was looking for something to use as -- as something for her
3 to step down from the -- from the balcony. At that point, I remember asking for a ladder,
4 and I'm pretty sure it was [REDACTED] that called for RE to stage and bring us a
5 ladder.

6 CAMARILLO: Could you hear what the -- you described the scream as a couple
7 times. Were you able to decipher what it was they were saying? What she was
8 saying?

9 [REDACTED] No, they were just loud screams that he was upstairs and it just
10 sounded like she was in distress, like she was being beaten or hit or something. It
11 seemed like she was -- she was being, you know, killed and she was trying to -- she
12 was being seriously hurt. It sounded pretty bad.

13 CAMARILLO: Now, those screams you described, are those the screams that
14 you heard upon entering the house? Upon your arrival? After the shots were fired? Or
15 --

16 [REDACTED] They were prior to the shots being fired.

17 CAMARILLO: Okay.

18 [REDACTED] It was what drew us to make entry so quickly --

19 CAMARILLO: Okay.

20 [REDACTED] -- you know, were those screams, those screams of "Help."

21 CAMARILLO: So the female was up on the balcony. Did you only -- you only
22 saw one person up there?

23 [REDACTED] One female, yes.

24 CAMARILLO: One female.

1 [REDACTED] I -- I remember -- I don't remember how I heard the information, but
2 I know that the mother was holding the door. I believe it was the mother that was
3 holding the bedroom door closed, and she was stating that he was trying to come into
4 the -- into the room and there was another female at the balcony.

5 CAMARILLO: How did you find out that information?

6 [REDACTED] I don't recall if it was through Dispatch or her yelling at me. I just, --
7 I don't recall.

8 CAIN: But at some point while you were inside, that's what you learned?

9 [REDACTED] Yes.

10 CAIN: And when you were downstairs, did you have -- could you figure out
11 where -- which room was which?

12 [REDACTED] There was too much going on. I -- I felt like I had the worst position.
13 I had the front entrance. I didn't know if he was gonna pop out from the top window,
14 from the balcony. I had to cover the eastern side of the house, which was a long dark
15 hallway. I had to cover the front west side of the house.

16 CAIN: Hallway or a pathway?

17 [REDACTED] A pathway to the --

18 CAIN: -- or breezeway?

19 [REDACTED] -- rear of the house. It was a pathway to the rear of the house from
20 the exterior. There was bushes on the eastern side on the building, the residence on
21 the western side. So it was a long dark exterior hallway to the rear of the house. And
22 then I had to cover the front of the house to the west and the balcony as well. So I was
23 trying to keep as much cover as I could.

1 CAMARILLO: When you -- when you were down stairs, did you -- did you -- did
2 you or any of the officers ever I'd identify yourselves?

3 [REDACTED] I don't -- I don't recall.

4 CAMARILLO: Did you ever make contact or have any kind of dialogue with the
5 suspect?

6 [REDACTED] We were -- I remember Officer Zamora calling out for him, but I -- I
7 did not -- I was not in the front. I was not handling speaking to the -- to the suspect.

8 CAMARILLO: Okay.

9 CAIN: Did you ever hear an answer back or hear his voice?

10 [REDACTED] I did not hear his voice. I know there was footsteps up there and
11 there was running around and it seemed like it was running -- running around towards
12 the rear of the house. And the female was in the front of the house in the balcony and
13 that was it.

14 CAIN: Now you say running to the rear of the house. The house, basically, goes

15 [REDACTED] There's --

16 CAIN: -- north/south.

17 [REDACTED] -- correct. So to the south of the house, south end of the house,
18 there's footsteps up there.

19 CAMARILLO: Were you part of the rescue efforts of the -- the females that were
20 up there?

21 [REDACTED] I was at the front entrance of the house, which is on the north side.
22 I saw two units. It ended up being a Monterey Park [REDACTED] officer and I believe it was two
23 Alhambra officers that made their way using a shield and carrying a ladder, and they
24 were the ones that handled the rescue efforts. I was inside the house.

1 CAMARILLO: At some point during this -- this incident, did you become aware or
2 did you witness shots being fired by anybody else?

3 [REDACTED] Before the rescue efforts, I recall two Alhambra units, at least, and a
4 San Marino unit making their way to the front of the house from the north side. It looked
5 like they were carrying M-4's, something like that. And I advised them that there was a
6 female upstairs. I also advised Dispatch that there was a female upstairs on the
7 balcony and I heard a shot. I did not see the shot. I did not see where it came from, but
8 I heard a shot. And I recognized it from being from a rifle, not a -- not a handgun. At
9 that point, I assumed we were being ambushed from the -- from the balcony. So I made
10 my way back deeper inside the house while covering the front door. At that point, the
11 only unit that I could see from my perspective was a San Marino sergeant and he
12 covered into the bushes as soon as he heard that shot.

13 CAMARILLO: Did you hear any commands yelled out or did you hear any --

14 [REDACTED] "Let me see your hands. Let me see your hands."

15 CAMARILLO: You heard that before the shot?

16 [REDACTED] I can't recall if I heard it before the shot, but I heard multiple times,
17 "Let me see your hands. Let me see your hands."

18 CAMARILLO: And that was coming as you're coming from?

19 [REDACTED] The exterior of the house.

20 CAMARILLO: Outside of the house?

21 [REDACTED] The north -- north front yard --

22 CAMARILLO: The front yard area?

23 [REDACTED] -- of the house. Correct.

1 CAMARILLO: Now, were you present when the -- so after they take the -- the
2 girls out of the house, you still remain inside the house?

3 [REDACTED] I did. I remained inside the house until the suspect was
4 apprehended.

5 CAMARILLO: Now, after they were taken out, can you still hear somebody
6 running around upstairs or can you hear any movement upstairs at all?

7 [REDACTED] No, the movement stopped towards the south end of the house
8 besides -- yeah, after they were taken, there was no movement whatsoever.

9 CAMARILLO: Okay.

10 [REDACTED] So we were -- we were pretty positive that he was still up there.

11 CAIN: Do you know who took him into custody?

12 [REDACTED] SEB did.

13 CAIN: Okay.

14 CAMARILLO: So were you present when SEB entered the house?

15 [REDACTED] I was.

16 CAMARILLO: Can you tell us about that?

17 [REDACTED] SEB entered the house and they asked me for as much information
18 as I had. They asked me his clothing description. I gave them the clothing description
19 that was relayed to me by Dispatch.

20 CAMARILLO: Which was what?

21 [REDACTED] Which they received from the victims. It was dark-colored shorts
22 and a yellow T-shirt.

23 CAMARILLO: Then what happened?

1 [REDACTED] At one point one of the SEB officers called out to him. I remember
2 the suspect saying he was not a threat, he did not have a gun, he was unarmed. Said
3 he was unarmed and he, pretty quickly, made his way downstairs.

4 CAMARILLO: So --

5 [REDACTED] He followed --

6 CAMARILLO: -- SEB ordered --

7 [REDACTED] -- he followed the commands of SEB.

8 CAMARILLO: And they ordered him all the way down the stairs?

9 [REDACTED] Yes.

10 CAMARILLO: Okay.

11 [REDACTED] And they placed him in handcuffs at the base of the stairs.

12 CAMARILLO: Okay.

13 [REDACTED] And at that point, one of the SEB guys performed -- bandaged up
14 his right biceps area. I think his right shoulder.

15 CAMARILLO: When -- when the -- before the -- before this suspect was taken
16 into custody, were there any other shots fired or any less-than-lethal weapons deployed
17 or anything?

18 [REDACTED] There was not.

19 CAMARILLO: And you were inside the house from -- from beginning to end,
20 essentially, correct?

21 [REDACTED] Yes, sir.

22 CAMARILLO: And just so we're clear, you didn't discharge your weapon?

23 [REDACTED] I did not discharge my firearm.

1 CAIN: I already know it's already been asked of you, and we'll ask for it again.

2 Any body camera audio recording going on at the time?

3 [REDACTED] I do not have one --

4 CAIN: Okay.

5 [REDACTED] -- issued to me.

6 CAIN: And at any point in time, did the people that -- it's a duplex. Did the
7 people on the west side of the duplex ever make themselves known?

8 [REDACTED] They do not.

9 CAIN: Do you know if there was anybody home?

10 [REDACTED] I don't know if there was anybody home but, no, there was no lights
11 on. Nobody came out. Nothing.

12 CAIN: And when you initially received the call, was it a Code 3 or just a -- just,
13 you know? Do you remember if it was --

14 [REDACTED] Based --

15 CAIN: -- a code --

16 [REDACTED] -- based on the screams, I -- I responded Code 3.

17 CAIN: Code 3?

18 [REDACTED] I did.

19 CAIN: Do you know when you killed your sirens?

20 [REDACTED] I did not use my sirens. It was in the middle of the night. There was
21 absolutely no cars on the road.

22 CAIN: All right. And I --

23 [REDACTED] And I -- I shut my lights off way before I even crossed the front of
24 the house.

1 CAIN: Okay.

2 [REDACTED] I parked a few houses down, blacked out my car and shut the
3 engine off.

4 CAIN: And were you coordinating while driving down there? Or did you wait until
5 you went Code 6 or 97 at the location before --

6 [REDACTED] I was 97 instantly. I was down the street.

7 CAIN: And not to beat a dead horse, but when you were at the threshold or
8 anything like that, did you make -- did you make an announcement that, you know,
9 South Police -- or South Pasadena Police --

10 [REDACTED] I did not. I -- I used my hearing to figure out what was going on
11 inside the house. I stood to the side of the house and I was trying to listen to see what
12 was going on. Based on what I was hearing --

13 CAMARILLO: (INAUDIBLE).

14 [REDACTED] -- I didn't know if making my presence known would have changed
15 the circumstances.

16 CAIN: Okay.

17 [REDACTED] If he would have reacted differently, especially if he was harming
18 her because it sounded like he was.

19 CAIN: And --

20 CAMARILLO: I have a question.

21 CAIN: That's it.

22 CAMARILLO: When the -- when the suspect was walking down the stairs and
23 during the time he was being treated there, did he -- was he talking at all?

1 [REDACTED] The only thing he said was he has no idea how he got there. He
2 was just looking for a place to sleep, and he mentioned the Barclay. The Barclay's a
3 bar right on the corner of Huntington and Fremont.

4 CAMARILLO: When you say he mentioned it, as in that's where he was at or?

5 [REDACTED] He mentioned that that's where he came from.

6 CAMARILLO: Oh, okay.

7 CAIN: Could you smell alcohol?

8 [REDACTED] I could not.

9 CAIN: Did he seem coherent?

10 [REDACTED] He did.

11 CAIN: Okay.

12 CAMARILLO: When -- when he was taken into custody by SEB, do you
13 remember what he was wearing?

14 [REDACTED] He was wearing only a pair of shorts, camouflage -- camouflaged
15 light-colored shorts, not the dark ones. Kind of like a light brown. No T-shirt. I can't
16 recall if he was wearing shoes or not, but he was not wearing a T-shirt.

17 CAIN: So bare-skinned?

18 [REDACTED] Bare-skinned.

19 CAMARILLO: Okay. Anything else?

20 CAIN: Sir? Anything?

21 BARTL: No, thanks.

22 CAIN: Anything that we didn't ask you that you feel is important for us to know or
23 that we should have asked?

1 [REDACTED] No. Only that -- that based on -- based on the screams, you know?
2 We -- we thought she was in danger. We thought she was -- she was in serious
3 danger, that's why we made entry so quickly; that's why we didn't announce our -- at
4 least, that's why I didn't announce myself, you know? I felt like if she would have known
5 who we were, you know? He would have known who we were, something could have
6 got worse. You know, we had no idea that -- that she wasn't being attacked, you know?
7 It looked like -- it sounded like she was.

8 CAIN: And I'm not quite sure where you parked your radio car, but if he would
9 have looked out the window?

10 [REDACTED] No, no chance. I had to run to the house. I'm -- I'm not a couple
11 houses down. We're talking five or six houses down.

12 CAIN: That -- that was my question, would he have seen your radio cars?

13 [REDACTED] Not at all.

14 CAIN: Okay.

15 [REDACTED] I was five or six houses to the east. I, literally, had to run to the
16 location.

17 CAIN: And for the purposes of the tape, let me just get a quick description of
18 you.

19 CAMARILLO: I got -- I got one more thing, Tim.

20 CAIN: Okay.

21 CAMARILLO: Do you know -- while you were out there at the scene, do you
22 know if your desk, your Dispatch, was in constant communication with the -- with the
23 caller or do you know if that was lost at some line -- at sometime?

24 [REDACTED] I -- I recall it being an open line, you know? It was --

1 CAMARILLO: Oh.

2 [REDACTED] -- constant communication with her.

3 CAMARILLO: Now when you say open line, was it, like, as in they left the phone

4 open? Or that it was --

5 [REDACTED] No, it's --

6 CAMARILLO: -- constant dialogue?

7 [REDACTED] -- it seemed like she was talking to her. She was --

8 CAMARILLO: Okay.

9 [REDACTED] -- telling her what was going on.

10 CAIN: Do you know -- which dispatcher that would have been?

11 [REDACTED] It was Cat Valdez.

12 CAIN: All right. Just real quickly for the purposes of the tape, can you stand up

13 there, [REDACTED]

14 [REDACTED] Stand up?

15 CAIN: Yeah.

16 [REDACTED] Yes, sir.

17 CAIN: You're wearing a short-sleeved navy blue uniform with "South Pasadena

18 Police" patches on both arms, a name tag over your right pocket, a shield badge above

19 your left pocket, you have a Sam brown with -- you're right-handed -- or, yeah, you're

20 right-handed --

21 CAIN: Right-handed.

22 CAIN: -- so you have a firearm on your right side. What kind of firearm is that?

23 [REDACTED] It's a Glock 22, 40 caliber.

24 CAIN: And confirming you did not discharge it?

1 [REDACTED] I did not discharge.

2 CAIN: Do you carry a backup weapon?

3 [REDACTED] I do.

4 CAIN: And where do you keep that?

5 [REDACTED] On my left ankle.

6 CAIN: Did you discharge that?

7 [REDACTED] I did not.

8 CAIN: What do you have on your left ankle?

9 [REDACTED] I have an M&P Shield.

10 CAIN: Okay.

11 [REDACTED] 40 caliber.

12 CAIN: All right. And then you have pepper spray going from your left to right.

13 You have pepper spray, a key ring with keys, a keeper strap, your firearm, a -- a straight

14 stick collapsible baton. Turn for me, please. A -- two handcuff cases in the back. You

15 have a pocketknife and a -- what's that other instrument in your --

16 [REDACTED] It's a flashlight. It's a second flashlight.

17 CAIN: A second flashlight in your sap pocket?

18 [REDACTED] Correct.

19 CAIN: And then on your left side?

20 [REDACTED] I carry another flashlight here which it's charging right now. I have

21 my radio.

22 CAIN: All right. And then you have two -- two magazine rounds?

23 [REDACTED] Correct.

1 CAIN: And then you have a Taser. This is on your left side. You have a Taser
2 in a holster and then you have your handheld radios. And do you keep your magazine
3 rounds loaded to capacity?

4 [REDACTED] Yes, sir.

5 CAIN: And your weapon loaded to capacity?

6 [REDACTED] Yes, sir.

7 CAIN: Black boots.

8 [REDACTED] Yes, sir.

9 CAIN: Anything?

10 CAMARILLO: No.

11 CAIN: All right. If you don't have anything further of us, then we're gonna
12 conclude this interview at 1507.

13 *(END OF INTERVIEW.)*

14 LO/Cron & Associates Transcription, Inc.

OCTOBER 9, 2016; 1345 HOURS

-ooOoo-

INTERVIEW OF [REDACTED]

Taken at South Pasadena Police Department. Interview conducted by Sergeant **TIM CAIN** and Detective **DEAN CAMARILLO**, Los Angeles County Sheriff's Department, Homicide Bureau. This is under Sheriff's File No. 016-00116-3199-055.

-ooOoo-

CAIN: We are here to speak with [REDACTED] if I could get you to say your last name and your first name?

[REDACTED] Last name [REDACTED], first name [REDACTED]

CAIN: How do you spell your last name?

[REDACTED] [REDACTED]

CAIN: And [REDACTED] is [REDACTED]

[REDACTED] Yes.

CAIN: And what's your employee numbers?

[REDACTED]

CAIN: I'm sorry?

[REDACTED]

CAIN: And you're employed by South Pasadena Police Department?

[REDACTED] Yes.

CAIN: And when did you start your law enforcement career?

[REDACTED] December 2005.

CAIN: And prior to your law enforcement career did you have any military background?

[REDACTED] No.

1 CAIN: Okay. And where did you go through the academy at?

2 [REDACTED] Rio Hondo.

3 CAIN: And do you know what class that was?

4 [REDACTED] Extended Class 3.

5 CAIN: Extended Class 3?

6 [REDACTED] Yes.

7 CAIN: I'm not sure what that is. What is that?

8 [REDACTED] Just a modular formula for the academy. A 10-month program.

9 CAIN: Oh.

10 [REDACTED] Rather than the full-time intensive.

11 CAIN: A couple days a week as opposed to --

12 [REDACTED] Three or four days a week; yeah.

13 CAIN: Okay. And when did you graduate from there?

14 [REDACTED] November 2005.

15 CAIN: And were you already employed by South Pasadena at that time or did
16 you get picked up afterwards?

17 [REDACTED] I was employed as a reserve -- a police cadet.

18 CAIN: So, you actually were a reserve officer?

19 [REDACTED] Yes.

20 CAIN: When did you start your reserve career?

21 [REDACTED] June 2005.

22 CAIN: And that required an academy, I'm sure?

23 [REDACTED] Yes.

24 CAIN: And what academy class did you go through then?

1 [REDACTED] Same class, you just did a part of it and then you could be certified as a
2 reserve and then when you finish the program you could be here full-time.

3 CAIN: So, you graduated the academy class, Extended Class No. 3, in
4 November of '05?

5 [REDACTED] Yes.

6 CAIN: And do you remember when it started roughly?

7 [REDACTED] January '05.

8 CAIN: And June of '05 you were a reserve.

9 [REDACTED] Yes.

10 CAIN: And then, in November of '05 you got picked up as a full-time?

11 [REDACTED] December of '05.

12 CAIN: 12 of '05. Full-time. And as a patrol or as an officer did you do time as a
13 patrol officer, a detective?

14 [REDACTED] I've been on patrol my whole career.

15 CAIN: Okay. So, at what point in time did you make sergeant?

16 [REDACTED] August of last year -- 2015.

17 (PHONE ACTIVATES.)

18 CAIN: Let me take this. Dean, you can continue.

19 CAMARILLO: You want me to continue?

20 CAIN: Yes. This is Cain.

21 (CAIN EXITS INTERVIEW ROOM.)

22 CAMARILLO: So, your assignments with South Pasadena just includes patrol?

23 [REDACTED] Yes.

1 CAMARILLO: All right. Until August of 2015 when you promoted to the rank of
2 sergeant and you're still in patrol.

3 [REDACTED] Yes.

4 CAMARILLO: As a sergeant?

5 [REDACTED] Correct.

6 CAMARILLO: Okay. Now, what was your regular shift today or the 9th?

7 [REDACTED] The hours, you mean?

8 CAMARILLO: Yes.

9 [REDACTED] 1800 to 0600.

10 CAMARILLO: Okay. 18 to 06. And what unit were you assigned?

11 [REDACTED] Watch Commander.

12 CAMARILLO: Now, is the watch commander for your department, is it desk
13 duties, is it field, or is it both?

14 [REDACTED] It's both.

15 CAMARILLO: It's both. Desk and field. Okay. So, prior to the academy you
16 had no prior police experience?

17 [REDACTED] No sworn police experience; correct.

18 CAMARILLO: No sworn? Any military?

19 [REDACTED] No.

20 (CAIN RE-ENTERS INTERVIEW ROOM.)

21 CAMARILLO: Okay. And before we get into any questions about the incident
22 and so forth, I just want to make sure that we're clear on the record that we're not
23 compelling you to make a statement here today.

24 [REDACTED] That's correct.

1 CAMARILLO: Okay? Just so you know.

2 CAIN: And the fact that he was here?

3 CAMARILLO: Right.

4 CAIN: Okay.

5 CAMARILLO: Did I put that on tape?

6 CAIN: On the tape; yeah.

7 CAMARILLO: I don't -- did you put it on there? I don't remember if we did. I
8 don't remember if we did. We'll just do it.

9 CAIN: Sergeant Bartl -- Robert Bartl from South Pasadena Police Department is
10 also present in the room and is sitting in on the interview.

11 CAMARILLO: And prior to the interview I did advise [REDACTED] that he had
12 the right to have counsel present and to which he said that you refused counsel?

13 [REDACTED] Yes.

14 CAMARILLO: Okay. And so that we're clear, before we take any statements,
15 again, we don't take compelled statements so this information or the statements
16 provided by you are just -- are free and voluntary.

17 [REDACTED] Yes.

18 CAMARILLO: Okay. So, you started your shift at 1800. You get that, Tim?

19 CAIN: Yeah.

20 CAMARILLO: He was assigned as the Watch Commander.

21 CAIN: Is that Watch Commander/Patrol Sergeant?

22 [REDACTED] Yeah, pretty much.

23 CAIN: Okay. So, double duty?

24 [REDACTED] Yep.

1 CAIN: All right. How many officers do you think were working the field last
2 night?

3 [REDACTED] Three officers were working the field.

4 CAIN: Three one-man units?

5 [REDACTED] Yes.

6 CAIN: So, yourself and three one-man units were responsible for South
7 Pasadena. They were patrolling South Pasadena last night?

8 [REDACTED] Yes.

9 CAIN: At some point in time last night did you become aware of a call on
10 Huntington Drive?

11 [REDACTED] Yes.

12 CAIN: About what time was that?

13 [REDACTED] About 4:30 in the morning.

14 CAIN: And at that time were you here at the station or were you out in the field?

15 [REDACTED] I was at the station.

16 CAIN: Okay. And were you able to monitor the call coming in or you only heard
17 it from a dispatch side?

18 [REDACTED] Heard it from dispatch side, on the radio.

19 CAIN: To the best of your recollection how did that call come out?

20 [REDACTED] It came out as a burglary in progress.

21 CAIN: And I don't know the terminology that you use but what we used to call a
22 "hot prowl." Did it come out as a "hot prowl"?

23 [REDACTED] It didn't come out as a hot prowl.

24 CAIN: Or a cat burglar or whatever they're calling it nowadays.

1 [REDACTED] No. She just -- the dispatcher said "burglary in progress and the
2 suspect was possible inside the residence."

3 CAIN: And were residents inside of the home?

4 [REDACTED] Yes.

5 CAIN: Okay. But somehow or another it was conveyed that residents were
6 inside the home?

7 [REDACTED] Yes.

8 CAIN: Do you know -- to the best of your recollection do you know how that was
9 conveyed? Was it male, females or did they say?

10 [REDACTED] I don't recall but she said the -- she was conveying that the resident
11 stated the suspect was still inside the house.

12 CAIN: Okay. And based on the totality of the call did you -- I don't want to make
13 an assumption for you but did you -- did you feel that the people inside -- that were still
14 inside of the house?

15 [REDACTED] Yes.

16 CAIN: Okay. And did you immediately start rolling in that direction?

17 [REDACTED] Yes.

18 CAIN: Okay. Did you assist with the coordination of the call?

19 [REDACTED] Yes.

20 CAIN: Can you explain a little bit of that?

21 [REDACTED] We had one unit setup in the rear of the residence.

22 CAIN: Well, let's do it this way.

23 [REDACTED] Okay. Sorry.

24 CAIN: Who had the -- no, that's my bad. Who had the handle and --

1 [REDACTED] [REDACTED] was the assigned officer.

2 CAIN: And what unit was he?

3 [REDACTED]

4 CAIN: And who had the assist on it?

5 [REDACTED] The rest of the shift.

6 CAIN: Okay. And including yourself and what call letters are you?

7 [REDACTED]

8 CAIN:

9 [REDACTED] Yes.

10 CAIN: All right. And I'm -- I'm assuming that the call was coordinated and a

11 tactical plan or whatever. Explain how -- and I don't want to make it overly broad but

12 explain how you guys coordinated and setup there.

13 [REDACTED] [REDACTED] setup to the rear of the house while [REDACTED] and

14 Officers Zamora and I went to the front of the house.

15 CAIN: What would be the rear of the house? Is that an alley?

16 [REDACTED] Huntington alley; correct.

17 CAIN: Huntington alley?

18 [REDACTED] Yes.

19 CAIN: Okay. And that would be the south alley?

20 [REDACTED] Yes.

21 CAIN: Okay. And so, you had one unit in the back and everybody else up front

22 and then, okay, what happened after you guys when 97 or Code 6?

23 [REDACTED] We heard a female screaming from the second floor window.

24 CAIN: Do you recall what that woman was screaming?

1 [REDACTED] "Just take my wallet. Please don't hurt me. Just take my wallet and
2 please don't hurt me." And that's the extent of what I remember what she was saying.

3 CAIN: If you can answer this question, did the voice say -- did the voice sound
4 elderly? Did it sound young? Did it sound like -- did she have an accent? How would
5 you --

6 [REDACTED] She sounded about middle age, slight accent.

7 CAIN: And the accent?

8 [REDACTED] Of Asian descent.

9 CAIN: Okay. And you guys were coordinating out front, out of the cars by this
10 time?

11 [REDACTED] Yes.

12 CAIN: All right. And after hearing this, what did you do?

13 [REDACTED] We approached the house and as we did so the screaming got
14 escalated to a point -- or the yelling got escalated to the point where --

15 CAIN: And what was she yelling?

16 [REDACTED] Same thing, in addition to other things that I don't remember but her --
17 the pitch of her yelling went up significantly. She was screaming at that point.

18 CAIN: When you said the "pitch of her screaming went up," did it -- and I don't
19 want to put words in your mouth -- but did it sound like she -- you kind of explained it a
20 little bit and I don't remember exactly how you worded it but did it sound like she was in
21 mortal peril?

22 [REDACTED] Yes.

23 CAIN: Elaborate on that, if you can.

1 [REDACTED] Based on her -- the pitch of her voice increasing and her screaming at
2 the top of her lungs, it sounded like she was being harmed physically.

3 CAIN: So, you guys formed -- you formed the opinion that she might have been
4 possibly physically harmed?

5 [REDACTED] Yes.

6 CAIN: Okay. And what steps did you take after this?

7 [REDACTED] At that point, we decided to make entry through the front door.

8 CAIN: Okay. And who coordinated that -- that entry?

9 [REDACTED] [REDACTED] was first on the door. He had discovered that it was
10 slightly ajar so he opened it.

11 CAIN: Let me back it up here, sergeant. Did you guys form a tactical plan prior
12 to approaching the door?

13 [REDACTED] No. Once -- we did not because once we heard the screams escalate
14 we immediately just setup on the door and went in as fast as we could.

15 CAIN: Do you guys regularly train together?

16 [REDACTED] Well, this is the first time I've worked with these group of guys
17 extensively -- over a long period of time.

18 CAIN: Okay. So, what happened after you guys approached the door?

19 [REDACTED] We made entry into the residence -- the first floor.

20 CAIN: And what was the line-up that you guys went through the door?

21 [REDACTED] Officer Zamora went first, [REDACTED] went second, and I was third.

22 CAIN: Okay. And you started to say something about the door and I interrupted
23 you. What were you about to explain about the door?

1 [REDACTED] [REDACTED] was first on scene and he saw that the door was slightly
2 ajar.

3 CAIN: Did it appear like it had been forced open or did it appear that it had been
4 just left unlocked?

5 [REDACTED] I don't recall. I just remember him saying that it was open.

6 CAIN: Okay. So, take me passed the door.

7 [REDACTED] We made entry into the residence and we can still hear screaming
8 coming from the upstairs -- the second floor.

9 CAIN: What are you hearing screaming? What do you hear being screamed?

10 [REDACTED] At that point, she was just screaming at the top of her lungs. I don't
11 recall what she was saying.

12 CAIN: Okay. Kind of like one of those old Charlie Chaplain movies where you
13 do it frame by frame?

14 [REDACTED] Yes.

15 CAIN: Kind of frame by frame me as to what you guys did once you guys were
16 inside of the home.

17 [REDACTED] Officer Zamora immediately went to the base of the stairs that led to the
18 second floor and as I came diagonally -- [REDACTED] was behind him and I came
19 diagonally and as I made my movement shots started going -- shots were fired at that
20 point.

21 CAIN: Okay. At that point in time, did you have an opportunity to clear the
22 downstairs area?

23 [REDACTED] I had not had the opportunity to clear that yet.

1 CAIN: Okay. So, how many seconds do you think passed from -- if you can
2 even put a time frame on it -- from the time you guys made entry into the home and
3 Officer Zamora took a position at the base of the stairs that shots were fired?

4 [REDACTED] I would say eight to 10 seconds.

5 CAIN: Okay. And he was -- was he posted at the bottom of the stairs or was he
6 advancing up the stairs? If you know.

7 [REDACTED] I don't recall because I was -- I was trying to look. There was a kitchen
8 that -- there was an entryway to a kitchen so I was trying to pay attention to that at the
9 same time, while trying to look at where he was.

10 CAIN: Okay. And you said you heard shots. Did you hear -- do you know
11 where those shots came from?

12 [REDACTED] At that point, I did not know where the shots came from.

13 CAIN: Did you hear anything being said? Either by your troops or your officers
14 or by the suspect or by victims prior to the shooting?

15 [REDACTED] No. I don't recall anything being said.

16 CAIN: Okay. Do you recall any verbal commands being given by your officers?

17 [REDACTED] No.

18 CAIN: Okay. And how many -- you might have just answered it and I apologize
19 if I ask it again but how many rounds do you think you heard?

20 [REDACTED] Approximately five or six shots.

21 CAIN: Okay. And initially you did not know where those five or six shots came
22 from?

23 [REDACTED] That's correct.

24 CAIN: Okay. After hearing the five or six shots, what happened next?

1 [REDACTED] I dove towards the ground to grab cover and -- and I advanced towards
2 -- as soon as I got up I advanced towards the kitchen to clear that portion of the
3 residence first.

4 CAIN: Okay. And did you guys remain inside or did you go outside?

5 [REDACTED] No. We were inside.

6 CAIN: Okay. And what -- and talk me through what happened next. What
7 happened -- so, you cleared the downstairs.

8 [REDACTED] Correct.

9 CAIN: And you guys are still inside.

10 [REDACTED] Yes.

11 CAIN: Who was posted on the stairs?

12 [REDACTED] Zamora -- Zamora was posted on the stairs at that point.

13 CAIN: Okay. When did you learn who fired? If you ever did learn.

14 [REDACTED] Immediately after I asked who had fired the shots.

15 CAIN: And who responded?

16 [REDACTED] Officer Zamora.

17 CAIN: Okay. Do you -- do you recall if Officer Zamora did a tactical reload
18 inside of the house?

19 [REDACTED] I told him to reload his weapon.

20 CAIN: Okay. And did he do so?

21 [REDACTED] Yes.

22 CAIN: Okay. And that was at your instructions?

23 [REDACTED] That's right.

24 CAIN: While you were still inside of the house?

1 [REDACTED] Yes.

2 CAIN: And he was still close to the stairwell?

3 [REDACTED] Yes.

4 CAIN: Okay. And what happened? Slow is good so don't feel rushed. What

5 happened after -- you cleared it, you instructed Zamora to do a tactical reload. What

6 question did you ask him that he answered you? You asked who fired --

7 [REDACTED] Yes.

8 CAIN: -- and Zamora responded that he had.

9 [REDACTED] Right.

10 CAIN: Did he say anything more, other than he fired?

11 [REDACTED] I asked him if he was hit.

12 CAIN: Okay.

13 [REDACTED] He said, "No."

14 CAIN: All right.

15 [REDACTED] He didn't believe so.

16 CAIN: He didn't believe so?

17 [REDACTED] Correct.

18 CAIN: Okay. What else -- those -- to the best of your recollection, his exact

19 words, you asked him who fired. You asked your crew who fired. Zamora responded

20 that he had. You asked him if he had been hit and he responded that he -- to the best

21 of your memory what do you think his words were?

22 [REDACTED] He said, "No. I don't believe so."

23 CAIN: Okay. And how about anybody else? Did they believe they were hit?

24 [REDACTED] No.

1 CAIN: Okay. Did they answer up or you didn't feel the need to ask them
2 because of their positioning?

3 [REDACTED] I don't remember if I asked [REDACTED] or not.

4 CAIN: Okay. All right. And did Officer Zamora relay to you what threat he saw?

5 [REDACTED] He said he saw a subject -- as he went up the stairs he saw a subject
6 with his out-stretched hand, pointing something at him.

7 CAIN: Okay. For the purposes of the tape, [REDACTED] just held up his right
8 arm, straight out in front of him. Is that accurate?

9 [REDACTED] That's correct.

10 CAIN: Okay. And that's what Officer Zamora -- and that's what Officer Zamora
11 related to you?

12 [REDACTED] Yes.

13 CAIN: Did Officer Zamora tell you if he saw a weapon or not?

14 [REDACTED] He did not say if he saw a weapon. He said he saw something in the
15 suspect's hands.

16 CAIN: Okay. Do you remember Zamora's exact words?

17 [REDACTED] I don't recall.

18 CAIN: Okay. But he indicated to you that he held up his arm and thought he
19 had something in his hands?

20 [REDACTED] Correct.

21 CAIN: And did he explain if it was his left or right arm?

22 [REDACTED] I didn't ask him.

23 CAIN: Okay. And then, what actions were taken after that? Was that before or
24 after you advised Zamora to do a tactical reload? If you remember.

1 [REDACTED] I'm sorry. Can you repeat the question?

2 CAIN: Okay. I'm sorry. I was rattling them all off there. Do you remember if
3 you told Zamora to do a tactical reload before or after asking if he was hit or is it all at
4 the same --

5 [REDACTED] After asking if he was hit.

6 CAIN: Okay. So, you asked those other questions prior to him doing the
7 reload?

8 [REDACTED] Yes.

9 CAIN: Okay. Did you watch him do the reload?

10 [REDACTED] Yes.

11 CAIN: Do you know what he did with his magazine?

12 [REDACTED] I didn't see what he did with his -- the initial magazine. I just saw him
13 insert the second magazine.

14 CAIN: Okay. And what happened -- what happened next?

15 [REDACTED] At that point, I was covering the back door, [REDACTED] was covering
16 the front door, and Officer Zamora was still covering the stairs.

17 CAIN: Speaking of the back door, when you covered the back door, if you
18 remember, did you find the door opened or closed? If you remember.

19 [REDACTED] It was slightly ajar.

20 CAIN: Okay. And none of your officers opened it; right?

21 [REDACTED] No.

22 CAIN: Okay. And you didn't open it?

23 [REDACTED] No.

1 CAIN: Okay. And I'm assuming all of you were staged at the bottom of the
2 stairs. So, the rest of the downstairs was cleared; right?

3 [REDACTED] Right.

4 CAIN: So, correct me if I'm wrong, but you guys are staged at the bottom of the
5 stairs or no?

6 [REDACTED] Just Officer Zamora had his weapon towards the --

7 CAIN: All right. Thank you. All right. Now, what happened after that?

8 [REDACTED] At that point, we began asking for assistance from other agencies,
9 calling the airship, K9, and SWAT at that point.

10 CAIN: Do you know who was doing that? Was that you doing that or was that --

11 [REDACTED] I was getting on the radio to have our dispatcher go and get on the air
12 and start --

13 CAIN: Do you remember what you put out over the radio? Who put out -- let me
14 ask you this. Who put out the emergent traffic?

15 [REDACTED] I put out "shots fired."

16 CAIN: Okay. And do you recall what you asked for from your desk? Or what
17 you asked for through your dispatch?

18 [REDACTED] I requested to have San Marino and Alhambra PD respond and I
19 requested an airship respond and a K9.

20 CAIN: Okay. And when you guys are holding your positions, waiting for help to
21 arrive, what actions or what -- what did you hear going on upstairs?

22 [REDACTED] We heard a lot of running back and forth and there was a female that
23 was still -- that was still screaming.

24 CAIN: Do you remember what she was screaming?

1 [REDACTED] I don't recall what she was screaming.

2 CAIN: Okay. And the running taking -- taking place, was it going the length of
3 the house or just in a confined area or if you know.

4 [REDACTED] It felt like it was going the length of the house.

5 CAIN: Okay. Which would be in a north and south direction; correct?

6 [REDACTED] Correct.

7 CAIN: Okay. And what came -- what came later? Or what happened next or
8 what -- what changed next?

9 [REDACTED] We -- we -- as soon as the other units from Alhambra and San Marino
10 arrived, I recall that they were telling somebody -- I remember them giving commands to
11 somebody to "show them their hands" and to -- to repeatedly "show them their hands."

12 CAIN: Where were those commands coming from?

13 [REDACTED] The front of the house.

14 CAIN: Okay. Did you recognize -- I know you guys are -- I know you guys work
15 side-by-side. Did you recognize the voice, by chance?

16 [REDACTED] No.

17 CAIN: Okay. But commands were coming from outside of the house where you
18 could hear "show me your hands"?

19 [REDACTED] Yes.

20 CAIN: Okay. And after that, what happened?

21 [REDACTED] At that point, Officer Zamora and I suggested that we could use the fire
22 engine -- the ladder on the fire engine to extract the victims from the second floor
23 window.

24 CAIN: Okay. So, did you request fire via your radio or did somebody --

1 [REDACTED] Fire was already staging and I requested that a unit go meet with them
2 to retrieve the ladder.

3 CAIN: Do you know where the victims were being -- were at inside of the
4 house?

5 [REDACTED] At that point, we knew they were outside -- or they were within view of
6 the second floor window but we didn't know which room they were in at that point.

7 CAIN: Was your desk in communication with them, at all?

8 [REDACTED] No. At that point, they were not.

9 CAIN: Okay. And what happened after -- after you asked for the fire truck to
10 stage and, I'm sorry, you requested a ladder?

11 [REDACTED] Yes.

12 CAIN: Okay. And you requested a ladder. What actions were taken next?

13 [REDACTED] We waited for officers to retrieve the ladder and there were additional
14 shots that were fired.

15 CAIN: So, you heard one shot?

16 [REDACTED] I don't recall if it was one or -- one or more but I know there were shots
17 coming from the outside.

18 CAIN: Okay. I want it to be clear in my mind and I'm a little confused. So, you
19 heard -- you heard somebody from the outside, "Let me see your hands" or something
20 to the effect of "Let me see your hands"?

21 [REDACTED] Right.

22 CAIN: Was there a shot involved in that?

23 [REDACTED] At some point there was; yes.

24 CAIN: Okay. And then you requested the ladder?

1 [REDACTED] No. We requested the ladder before and then after -- after we
2 requested the ladder we heard the shot -- or I heard the shot.

3 CAIN: And then you heard additional shots after that?

4 [REDACTED] I don't recall if there were additional shots. I know I heard at least one
5 shot.

6 CAIN: Okay. My apologies. I misinterpreted that. So, you heard -- you heard
7 at least one shot?

8 [REDACTED] Right.

9 CAIN: After the command of "Let me see your hands"?

10 [REDACTED] Yes.

11 CAIN: Okay. And that shot occurred immediately after hearing the commands
12 or in close proximity?

13 [REDACTED] Within close proximity; correct.

14 CAIN: Okay. All right. And then what happened after that?

15 **(HALLWAY BECOMES NOISEY. CAIN ADDRESSES THEM.)**

16 CAIN: Would you guys keep it down. Shhh. I'm sorry. What happened after
17 that?

18 [REDACTED] At that point, we -- I had [REDACTED] was at the front door, I asked
19 who fired the shot, and one of the units outside, I don't recall who, said that he fired a
20 round.

21 CAIN: Okay. And you don't know who it was or what agency?

22 [REDACTED] No. I don't know. I didn't see it.

23 CAIN: Okay. And I apologize for taking you step-by-step but what happened
24 after this?

1 [REDACTED] We were just sitting in the house, waiting for the rescue team to grab
2 the ladder to come get the victims.

3 CAIN: Okay. Did that happen?

4 [REDACTED] Yes.

5 CAIN: Okay. How did the victims get out of the house?

6 [REDACTED] They climbed out through the second story window.

7 CAIN: On which side of the house?

8 [REDACTED] That would be the north side of the house.

9 CAIN: Where the balcony is?

10 [REDACTED] Yes.

11 CAIN: I remember there's like a door up there and there's a window up there.
12 Do you know if they went through the window or the --

13 [REDACTED] I didn't see.

14 CAIN: Okay. So, were you able to see the victims going down the ladder?

15 [REDACTED] I caught a glimpse of them going down the ladder; yes.

16 CAIN: And how many folks did you see coming down the ladder?

17 [REDACTED] Two.

18 CAIN: Men? Female?

19 [REDACTED] Two females.

20 CAIN: Okay. After the females made it down the ladder, do you know where
21 the suspect was at this time?

22 [REDACTED] No. We did not know where the suspect was.

23 CAIN: Could you still hear movement going on?

24 [REDACTED] No. There was no movement up there.

1 CAIN: Okay. And after this were you able -- were either you or your assisting
2 officers at your department or other departments able to ascertain from the people that
3 exited the house who was all in the house?

4 [REDACTED] They asked the females if there was -- if there was a suspect up there
5 and they said that they believed there was.

6 CAIN: Okay. And did you remain in the house or did you exit the house?

7 [REDACTED] As soon as the rescue team was finished with the victims I -- I was
8 relieved by an outside agency officer.

9 CAIN: Inside of the house?

10 [REDACTED] Inside of the house; yes.

11 CAIN: So, you maintained the position inside the house?

12 [REDACTED] Inside it; correct. Inside the house.

13 CAIN: Okay. And then you went out?

14 [REDACTED] Yes.

15 CAIN: Okay. And then, how did the suspect get -- get removed from the
16 house?

17 [REDACTED] I don't know. I was at the Command Post at the time that occurred.

18 CAIN: Okay. So, after you -- after the victims were rescued from the house, you
19 were relieved by an outside agency at the post you were holding --

20 [REDACTED] Correct.

21 CAIN: -- and you went to the Command Post?

22 [REDACTED] Correct.

23 CAIN: And when you left the situation was still fluid; correct or incorrect? You
24 said the suspect was still --

1 [REDACTED] The suspect was presumably still up in the second floor.

2 CAIN: Okay. And where was the Command Post located at?

3 [REDACTED] At the Big Lots at 1401 Huntington Drive.

4 CAIN: All right.

5 CAMARILLO: I have a question. You said that when you guys were inside the
6 house you didn't know where the victims were at but you -- you didn't know which room
7 they were in but they were by a second floor window.

8 [REDACTED] Yes.

9 CAMARILLO: How do you know that?

10 [REDACTED] There were outside agency officers -- outside agency officers were
11 telling us that they could see females by the second room window. They could see
12 them.

13 CAMARILLO: Okay. So, that information was coming from outside agency
14 officers that were on scene in the front yard?

15 [REDACTED] That's correct.

16 CAMARILLO: And they can see the females through a window?

17 [REDACTED] Yes.

18 CAIN: Was that being just regular people talking or was that being voiced over
19 the radio?

20 [REDACTED] It was being relayed to [REDACTED] We were yelling back and forth.

21 CAIN: Okay. So, just face-to-face communication -- or regular --

22 [REDACTED] Both.

23 CAIN: -- communication as opposed to radio --

24 [REDACTED] Combination of both; radio and face-to-face.

1 CAMARILLO: At any time, did you guys establish communication or dialogue
2 with the suspect?

3 [REDACTED] No.

4 CAMARILLO: Not while you were in there?

5 [REDACTED] No.

6 CAMARILLO: Did you guys attempt to?

7 [REDACTED] Yes.

8 CAMARILLO: And how did you do that?

9 [REDACTED] Officer Zamora yelled, you know, for him to "show himself" and there
10 was no response.

11 CAMARILLO: Did you guys ever announce your -- your presence once you
12 guys made entry into the -- into the location?

13 [REDACTED] We did not.

14 CAMARILLO: How about at any time?

15 [REDACTED] I don't recall if we did.

16 CAMARILLO: Okay. Were the lights on inside the house?

17 [REDACTED] There was a dim light in the living room, as I recall.

18 CAMARILLO: Okay. Was Officer Zamora -- did he illuminate the stairwell with a
19 flashlight or was there a light on upstairs?

20 [REDACTED] I don't -- I don't remember. I didn't see what he did.

21 CAIN: Going back to what he asked a few questions ago. When you guys
22 initially approached the door or breached the door, did you announce, you know, police
23 were here or, you know, police department, make yourself known, or anything along
24 those lines?

1 [REDACTED] I don't recall if we made our presence known.

2 CAIN: Okay.

3 CAMARILLO: That's all I've got.

4 CAIN: Is there anything that we didn't ask that you feel is important for us, that
5 we should have asked, or that are important for us to know?

6 [REDACTED] No. Nothing that I can think of.

7 CAIN: All right. All right. If nobody has anything, this is -- we'll conclude our
8 interview at 1416 hours.

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18 (END OF INTERVIEW.)

19 PC/Cron & Associates Transcription, Inc.

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OCTOBER 9, 2016; 1518 HOURS

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INTERVIEW OF

Taken at South Pasadena Police Department. Interview conducted by Sergeant **TIM CAIN** and Detective **DEAN CAMARILLO**, Los Angeles County Sheriff's Department, Homicide Bureau. Case is under File No. 016-00116-3199-055.

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CAIN: All right. It's October 8th, 2016. It's -- is it the 8th? It's October the 9th, 2016. I've probably been saying the 8th all day long. It's 1518 hours. And this is under Sheriff's file number 016-00116-3199-055. It wouldn't be one of my interviews if I didn't butcher the very beginning of it by the way. I'm Sergeant Tim Cain along with my partner Dean Camarillo. Also, present from South Pasadena PD is Sergeant Bartl and we are here to speak with [REDACTED] [REDACTED], what are you employee numbers?

208.

CAIN: All right. And let me go back to your law enforcement experience. How long have you been a police officer?

For nine months now.

CAIN: Nine months?

"Yes, sir."

CAIN: What academy did you go through?

San Bernardino County Sheriff's.

CAIN: And when did you start the academy?

I believe January 2015.

CAIN: And when did you graduate?

1 [REDACTED] June 2015.

2 CAIN: And what class number were you?

3 [REDACTED] 198.

4 CAIN: And prior to going to the San Bernardino County Sheriff's Academy were
5 -- do you have any other law enforcement experience?

6 [REDACTED] I was a -- a cadet with Arcadia Police Department for six months and a
7 CSO with LA County Sheriff's Department for a year.

8 CAIN: Okay. When you say a cadet -- I'm sorry. What department were you a
9 cadet?

10 [REDACTED] The City of Arcadia.

11 CAIN: Arcadia? When you were a cadet, what are your responsibilities are as a
12 cadet? The reason why is because we have different definition of a cadet --

13 [REDACTED] Yeah.

14 CAIN: -- then what you guys do. What is your definition of a cadet?

15 [REDACTED] I was kind of -- I worked in Records and assisted with all their vehicle
16 releases -- CHP 180's. Just clerical things.

17 CAIN: Civilian employee?

18 [REDACTED] Yeah.

19 CAIN: Okay.

20 [REDACTED] Yes, sir.

21 CAIN: And -- and then -- and then you were a CSO with LASD?

22 [REDACTED] LASO -- yes, sir.

23 CAIN: And where did you work as a CSO at?

24 [REDACTED] At Duarte Substation off Temple.

1 CAIN: And then you got -- when you went through the San Bernardino Sheriff's
2 Academy, had you already been hired by South Pasadena or did you go through on
3 your own?

4 [REDACTED] At that time, actually, I was hired by the City of Arcadia.

5 CAIN: Okay. And did you ever start with Arcadia?

6 [REDACTED] I did. I resigned during my field training process. I worked there for
7 four months.

8 CAIN: Okay. And then you went over -- did you immediately get hired by South
9 Pasadena or was --

10 [REDACTED] No, sir.

11 CAIN: -- there a break in service?

12 [REDACTED] There was a break.

13 CAIN: How long was that break for?

14 [REDACTED] About six to eight months.

15 CAIN: Okay. And then you got hired by South Pasadena when?

16 [REDACTED] Yes, sir. January of this year.

17 CAIN: Okay. Do you remember what month you got hired by Arcadia?

18 [REDACTED] I think my time frame kind of -- might be off. I think it might have 2014
19 and not 2015. Right. Because I started here -- this is -- I started here January 2016.
20 So, I would have graduated in 2014 from the academy.

21 CAIN: Okay. And then do you remember roughly when you were employed by
22 Arcadia?

23 [REDACTED] From -- it would have been from June 2014 -- and I graduated from the
24 academy -- until I believe it was October or November of that same year.

1 CAIN: Okay. Arcadia uses San Bernardino Sheriff?

2 [REDACTED] Yeah. That was at the time where you -- the Sheriff's Department was
3 going through their big firing thing with the jails and Rio Hondo was out the academy.
4 So --

5 CAIN: Okay.

6 [REDACTED] -- that was the next thing.

7 CAIN: All right.

8 CAMARILLO: So, I got it right, break in service is almost for a whole year?

9 [REDACTED] About. Yes, sir.

10 CAMARILLO: 20 -- wait. Yeah. A little bit over a year; right?

11 [REDACTED] Yeah.

12 CAMARILLO: Okay.

13 CAIN: And are you on -- are you on probationary time here at --

14 [REDACTED] Yes, sir.

15 CAIN: All right. When -- when does that schedule to end?

16 [REDACTED] June of next year -- 2017.

17 CAIN: How long is your probation period?

18 BARTL: Year and a half.

19 CAIN: Year and a half. Okay. Tonight -- do you have any military experience?

20 [REDACTED] No, sir.

21 CAIN: Okay. Tonight or last night now, what was your unit of assignment?

22 [REDACTED] I was on patrol.

23 CAIN: What was -- what was your call letters?

24 [REDACTED] 208.

1 CAIN: I knew that was going to be an answer. Employee numbers is the same
2 as the unit number.

3 [REDACTED] Yes, sir.

4 CAIN: Okay. And what time did you start your shift?

5 [REDACTED] At 0100 hours.

6 CAIN: You guys started at midnight?

7 [REDACTED] I did. I was covering for patrol back -- backfill. We were short. Sorry.

8 CAIN: Okay. So, I mean, that's -- is that a normal starting shift or you just did
9 that to --

10 [REDACTED] I did half the shift in lieu of someone else working an 18-hour shift.

11 CAIN: Okay. So, you started last night at midnight. At some time -- at some
12 point during your shift, did you become aware of a call on Huntington Drive?

13 [REDACTED] Yes, sir.

14 CAIN: Okay. Can you tell me about how you became aware of that call on
15 Huntington Drive?

16 [REDACTED] I believe approximately maybe 4:30. I was at the station and I heard
17 over the radio that there was a -- a residential burglary in progress in the 1300 block of
18 Huntington Drive.

19 CAIN: Okay. Did you respond from the station?

20 [REDACTED] Yes, sir.

21 CAIN: Okay. Was -- was your response Code-3 or --

22 [REDACTED] No, sir.

23 CAIN: Okay. And when you arrived, were you requested to -- was there a
24 coordination that took place?

1 [REDACTED] Not initially, sir. When I went 97, there were already three units to the
2 front of the location. Being that 394 was -- I just assigned myself to the rear as a
3 perimeter.

4 CAIN: Did you let people know that you went to the --

5 [REDACTED] Yes, sir.

6 CAIN: -- rear of the location?

7 [REDACTED] Yes, sir.

8 CAIN: Okay. And when you say you went to the rear of the location, is that an
9 alley or a --

10 [REDACTED] Yes.

11 CAIN: -- a street?

12 [REDACTED] It's an alleyway --

13 CAIN: Okay.

14 [REDACTED] -- to the rear.

15 CAIN: And that alley runs --

16 [REDACTED] East and west.

17 CAIN: -- north and south? East and west?

18 [REDACTED] Yes, sir.

19 CAIN: And it runs parallel with Huntington Drive?

20 [REDACTED] Yes, sir.

21 CAIN: Okay. And after you took your position to the rear of the location, what
22 happened?

1 [REDACTED] I advised I was 97. I heard a -- a female voice screaming really loud
2 from what it sounded like the Huntington Drive -- or the Huntington Drive side of the --
3 the location.

4 CAIN: Was it parallel where you went -- where you took a position at?

5 [REDACTED] Yes, sir. It sounded like it was coming from the front of the house.

6 CAIN: And when you -- not to beat a dead house, but when you took your
7 position to the rear, were you directly behind or were you offset a house or two?

8 [REDACTED] I was two houses east of the location.

9 CAIN: Okay. And this female that you heard screaming, could you decipher or
10 make out what she was saying?

11 [REDACTED] No. It just sounded like she was just screaming in distress.

12 CAIN: When you -- when you say distress, what do you mean by distress?

13 [REDACTED] Just like someone was possibly like physically beating her or harming
14 her immediately.

15 CAIN: Okay. And I know you had a position to the rear and you're kind of
16 locked into that position --

17 [REDACTED] Right.

18 CAIN: -- but what -- what did you -- what did you do or see or hear after that?

19 [REDACTED] Immediately, once I heard the screaming, I believe it was [REDACTED]
20 [REDACTED] say over there that they were making entry to the location. It was him, [REDACTED]
21 [REDACTED] and Officer Zamora that went to the house.

22 CAIN: Okay. Did you hear them make an announcement that they were
23 entering inside the house from where you were standing?

24 [REDACTED] No, I couldn't hear. No.

1 CAIN: And you were out of your radio car?

2 [REDACTED] Yes, sir.

3 CAIN: Okay. And were you -- were you the only unit in the back alley?

4 [REDACTED] Yes.

5 CAIN: Okay. And what did you -- what did you see -- what was your
6 observations? And when I say observations, I'm talking about seeing, hearing, you
7 know, whatever -- whatever came to your attention.

8 [REDACTED] It wasn't really -- there wasn't really much noise or anything. It was late
9 hours. So, there weren't any cars or people. Well, there's cars parked out in the alley
10 from residents, but there wasn't anyone walking around or any noise.

11 CAIN: What -- what did you hear coming from inside of the location?

12 [REDACTED] It was quiet for the -- for the time being.

13 CAIN: Okay. And then what did you see or hear next?

14 [REDACTED] Next thing I heard was [REDACTED] back on the air saying shots
15 fired, but I never heard the shots myself.

16 CAIN: You did not hear the shots?

17 [REDACTED] No, sir.

18 CAIN: Okay. And in response -- in response to that I'm assuming, and correct
19 me if I'm wrong, that you maintained your position?

20 [REDACTED] Yes, sir.

21 CAIN: All right. Then what did you see or hear after that?

22 [REDACTED] I believe [REDACTED] -- it might have been [REDACTED] or [REDACTED]
23 [REDACTED] requested additional units from mutual aid from other agencies since we were
24 already full -- everyone was there -- and asked for a helicopter.

1 CAIN: Did you have a visual of the back of the house?

2 [REDACTED] No, I didn't -- couldn't actually see the back of the house. I could see --
3 I was -- there's a detached garage in the alleyway.

4 CAIN: Right.

5 [REDACTED] And I saw -- I could see that and then there's some gap between the
6 garage and the house and I couldn't actually see the back of the house.

7 CAIN: When you say a gap, like a walkway?

8 [REDACTED] Like a backyard. When once -- after -- after the scene was clear and I
9 actually went into the backyard. It was about --

10 CAIN: When it -- when it was still ongoing. When it was -- when it was still fluid.

11 [REDACTED] Uh-huh.

12 CAIN: Did -- could you see the backyard at all?

13 [REDACTED] No, it was too dark.

14 CAIN: What I'm going to ask you is it kind of leads to that. Do you know if any
15 officers took a position in the back of the yard?

16 [REDACTED] No. No, sir.

17 CAIN: You don't know or nobody did?

18 [REDACTED] I just -- I just know that they went inside the house. They didn't advise
19 that someone was in the backyard or not.

20 CAIN: So, you only know that they were inside.

21 [REDACTED] Right.

22 CAIN: To your knowledge, nobody went to the rear -- rear yard.

23 [REDACTED] Yes, sir.

1 CAIN: Okay. And when you eventually made your way into the backyard, did
2 you see any officers in the backyard?

3 [REDACTED] No, sir.

4 CAIN: Okay. And you were advised or learned over the air that shots had been
5 fired but you did not hear the shots.

6 [REDACTED] Myself, no.

7 CAIN: Okay. After -- after hearing that over the air, did you hear -- what else did
8 you hear? Could you still hear the woman screaming or anybody screaming?

9 [REDACTED] Not that I recall.

10 CAIN: Okay. And could you hear any of the other officers yelling commands?

11 [REDACTED] I remember [REDACTED] asking that whenever a unit arrives, to -- to
12 meet them at the front -- the front door of the residence.

13 CAIN: And that was over the air?

14 [REDACTED] Yes, sir.

15 CAIN: Okay. And did you hear any -- any additional shots coming from -- from
16 the front of the house?

17 [REDACTED] Once I saw or I -- my position -- I could see Fremont Avenue. I saw a
18 couple units going northbound on Fremont Avenue and arriving to the front of the
19 location. Then I heard one additional shot. I advised over the air that I heard an
20 additional shot, but I wasn't aware of it was an officer or the suspect.

21 CAIN: So, you yourself actually advised over the air that you had heard a shot.

22 [REDACTED] Yes, sir.

23 CAIN: Okay. And do you remember your -- how you voiced that?

1 [REDACTED] I think I just said, "Additional shots fired. Unknown -- or from the front
2 of the location. Unknown if it's suspect or -- or officer fire."

3 CAIN: Okay. Prior to the -- you hearing that one, and you only heard the one?

4 [REDACTED] Yes, sir.

5 CAIN: Prior to that shot being fired, did you hear any -- any screaming, any --
6 any commands being given or -- or anything prior to that shot being --

7 [REDACTED] No, not from where I was. No.

8 CAIN: Okay. And what else were you able to monitor at that point?

9 [REDACTED] I just recall the helicopter coming in and that's kind of where all my
10 senses went because I heard the overhead.

11 CAIN: Who's helicopter was it? Do you know?

12 [REDACTED] I believe LAPD.

13 CAIN: Okay.

14 [REDACTED] And then just checking my surroundings. Making sure -- because I
15 wasn't sure if the suspect exited the house or not or if he was armed with a firearm. So,
16 just be aware of my surroundings and I heard the helicopter.

17 CAIN: Okay. And walk me through the rest of your involvement through this.

18 [REDACTED] A few minutes later, three Alhambra officers arrived to the rear of the
19 location with me.

20 CAIN: Okay.

21 [REDACTED] Myself and another were at the actual rear of the location. About two
22 others went to the yard just east of the location and we just stood at our post until they
23 put out a Code-4.

1 CAIN: So, the Alhambra cops or the Alhambra officers went to the backyard of
2 the house east of the location.

3 [REDACTED] Yes, sir.

4 CAIN: Okay. And this is way after you heard that other -- that solo shot?

5 [REDACTED] Yeah. I'd say it was about five to ten minutes after.

6 CAIN: Okay. And at what point in time did it go Code-4?

7 [REDACTED] It was a while. A good hour, hour and a half after that.

8 CAMARILLO: Were you wearing any recording devices?

9 [REDACTED] I did have my camera on and I -- I tried to turn it on but the battery was
10 dead.

11 CAMARILLO: And that's a body cam?

12 [REDACTED] Yes, sir.

13 CAMARILLO: Is that department issued or personally -- personal?

14 [REDACTED] Department issued, sir.

15 CAMARILLO: Department issued?

16 [REDACTED] Yes, sir.

17 CAMARILLO: Okay.

18 CAIN: And you've confirmed that there was nothing running at the time?

19 [REDACTED] I haven't actually confirmed, but I remember looking down and I turned
20 it off and turned it back on and the light it'll blink green when it -- when it's on and it
21 wasn't on.

22 CAIN: Any sergeants or any way that we can confirm?

23 BARTL: Yeah. We can -- we can connect it to the computer and just run it and
24 check to see if there's anything on it.

1 CAIN: Okay. We're going to need to have --

2 CAMARILLO: We'll just need to do that before --

3 BARTL: Yeah.

4 CAMARILLO: -- before you go home. That way we'll know if there's something

5 --

6 CAIN: Any other type of audio recording device? Tape recorder or anything like
7 that?

8 [REDACTED] No, sir.

9 CAIN: Okay. Do you recall if -- this was part of a duplex? Do you remember --
10 and this was the east side of the duplex where this incident occurred -- do you
11 remember a family or anybody making themselves known on the west side of the
12 duplex during this?

13 [REDACTED] No, actually, I think it was the Sheriff's Department's SEB Team. They
14 made entry into the garage where the dad -- the location -- was -- was sleeping. He
15 came out and I spoke with him and he told me the west side of the resi -- location was
16 vacant.

17 CAMARILLO: (INAUDIBLE.) So, dad was in the back?

18 [REDACTED] Yeah. He was asleep.

19 CAMARILLO: The detached?

20 [REDACTED] Yeah.

21 CAMARILLO: Okay.

22 CAIN: What kind of weapon do you carry?

23 [REDACTED] A Glock 22, sir.

24 CAIN: At any point in time during this incident, did you discharge your weapon?

1 [REDACTED] No, sir.

2 CAIN: Or did you discharge any weapon assigned to you or at any weapon?

3 [REDACTED] No, sir.

4 CAIN: Do you carry a backup weapon?

5 [REDACTED] Not -- not tonight.

6 CAIN: Okay. And when -- you were here at the station when this went out and
7 how -- how did you respond there? Was that Code-3 -- just got there?

8 [REDACTED] It was -- get there as quickly as possible but I stopped for all lights and

9 --

10 CAIN: Okay.

11 [REDACTED] -- and obeyed laws, sir.

12 CAIN: And what -- while you're responding down there, was there -- were you --
13 I think you already answered this. You just automatic -- you got there and you saw units
14 there and you --

15 [REDACTED] And I saw sufficient units to the front. So, I set up in the back. No one
16 else wanted (INAUDIBLE).

17 CAIN: Did you advise over the radio that you were setting up in the back?

18 [REDACTED] Yes, sir.

19 CAIN: All right. I don't have anything. And we already took a photograph of
20 how you look in uniform --

21 [REDACTED] Yes, sir.

22 CAIN: -- but you're wearing a long sleeve, navy blue uniform with a South
23 Pasadena Police shoulder patches. Your name over your right pocket. A badge over
24 your left pocket. A radio attached to your collar area or close to your collar.

1 [REDACTED] Yes, sir.

2 CAIN: You're wearing a South Pasadena Police Department baseball cap. Is
3 this how you were dressed at the time of the incident?

4 [REDACTED] Yes, sir.

5 CAIN: Can you stand up for me, sir? And your Sam Brown is leather Sam
6 Brown web -- web pattern and you're right-handed. So, going from left to right you have
7 double ammo pouch, a straight stick baton, a Taser, a hand-held radio over your left
8 pocket, and then two cuff cases in your back, and then your firearm -- your right side
9 and a key ring with keys on your right side as well, then. Did I miss the pepper spray?

10 [REDACTED] Yeah.

11 CAIN: Where's your pepper spray?

12 [REDACTED] I don't -- wasn't allowed to carry it, sir.

13 CAIN: Okay. And you have black boots on. Look like Danners. And where do
14 you -- you don't have a backup weapon on?

15 [REDACTED] No, sir.

16 CAIN: All right. I got --

17 CAMARILLO: Good.

18 CAIN: All right. It's going to go 1535 and we're going to end.

19 *(END OF INTERVIEW.)*

20 KG/Cron & Associates Transcription, Inc.

1 AUGUST 09, 2016; 0000 HOURS

2 -ooOoo-

3 INTERVIEW OF SUSPECT JOHN DUTCHMAN

4 Taken at Pasadena Police Department. Conducted by Detective **DEAN CAMARILLO**
5 and Sergeant **TIMOTHY CAIN**, Los Angeles County Sheriff's Department, Homicide
6 Bureau. Case is under File No. 016-00116-3199-055.

7 -ooOoo-

8 CAMARILLO: Are you handcuffed, sir?

9 DUTCHMAN: Hmm?

10 CAMARILLO: Are you handcuffed?

11 DUTCHMAN: Yes.

12 CAMARILLO: You are still handcuffed?

13 DUTCHMAN: Yes.

14 CAMARILLO: Oh, okay.

15 CAIN: He's handcuffed. (INAUDIBLE) he has a little bit more room.

16 CAMARILLO: Do you guys normally handcuff like that or handcuffed to a chair?

17 Or what do you guys do normally here?

18 UNIDENTIFIED: We just keep them handcuffed.

19 CAMARILLO: Yeah? Okay. Give us a second, sir, okay?

20 UNIDENTIFIED: Would it be more comfortable for you if we handcuffed you to
21 the chair and we can have one arm at least free?

22 DUTCHMAN: Yes.

23 UNIDENTIFIED: Yeah? Okay.

24 DUTCHMAN: Yes. That would be great.

25 UNIDENTIFIED: Thank you.

1 UNIDENTIFIED: You want some water or anything?

2 DUTCHMAN: Yeah, a little bit would be all right.

3 CAMARILLO: That's fine. I'm good. We're just gonna have to hook him to the

4 chair. That's more comfortable. Is that better for you?

5 DUTCHMAN: Yeah.

6 CAMARILLO: Yah, right?

7 CAMARILLO: All right. You ready?

8 CAIN: Yeah? What's your first name?

9 DUTCHMAN: John.

10 CAIN: John. You mind if I call you "John"?

11 DUTCHMAN: Sure.

12 CAIN: All right. All right, John, my name's Sergeant Cain, and this is Detective

13 Camarillo. We're from the Sheriff's department. Any time -- well, not any time, but at

14 least on this occasion since there was an officer-involved shooting, we are requested to

15 come out and investigate the -- the officer-involved shooting. That's the reason why

16 we're here.

17 DUTCHMAN: An officer got shot?

18 CAIN: No, an officer-involved --

19 DUTCHMAN: Oh, I got --

20 CAIN: -- shooting. That means an officer was involved in a shooting.

21 DUTCHMAN: Okay.

22 CAIN: And in this case, an officer shot, which resulted in your -- you being shot.

23 Part of our investigation is to sit down there and try to talk to you if you decide that you

24 want to talk to us.

1 DUTCHMAN: Yeah, I didn't know -- I have no idea what's going on.

2 CAIN: There's a little formality that I need to get out of the way here. I
3 understand that you already talked to the officers a little bit and prior to them talking to
4 you, they -- they read you your rights. But since this is kind of a new interview, we're
5 gonna go ahead and re-advise you of your rights, okay?

6 DUTCHMAN: (No audible response).

7 CAIN: All right. You're shaking your head, "yes," there.

8 DUTCHMAN: Yes.

9 CAIN: You have the right to -- let me get -- you're officer --

10 MANUKIAN: AVIK MANUKIAN.

11 CAIN: And you're a detective here with the South Pasadena?

12 MANUKIAN: South Pasadena, yes.

13 CAIN: And this is Sergeant?

14 BARTL: Bartl.

15 CAIN: From the South Pasadena Police Department as well, okay? I'm gonna
16 read you your rights. "You have the right to remain silent. Anything you say can and
17 will be used against you in a court of law. You have the right to talk to a lawyer before
18 we you talk to you and have him present while we talk to you. If you cannot afford to
19 hire a lawyer, one will be appointed to represent you before any questioning free of
20 charge." These require "yes" or "no" answers, okay? Do you understand each the
21 rights explained to you?

22 DUTCHMAN: Yes.

23 CAIN: Do you want to talk about this case or not?

24 DUTCHMAN: Yes.

1 CAIN: And you understand that you can have a lawyer if you want one? Do you
2 want -- if you -- if you say that you want a lawyer right here right now, we're gonna
3 terminate the interview and --

4 DUTCHMAN: No, I want to --

5 CAMARILLO: You want to talk to us?

6 DUTCHMAN: -- get the truth quick because I'm really confused.

7 CAIN: So you want to talk to us right now --

8 DUTCHMAN: Yes.

9 CAIN: -- without a lawyer?

10 DUTCHMAN: No. I mean, yes, without a lawyer.

11 CAIN: Great. All right, John. I'll just start it broad. Can you tell us what
12 happened tonight or last night?

13 DUTCHMAN: I can tell you up until about 1:45 in the morning and then I'm
14 missing about four hours till about maybe 10 minutes before I came down the stairs
15 when I realized I was bleeding. I remember hearing the helicopters and then coming
16 into focus and realizing that all this was about me, like, the helicopters were up there for
17 me and that -- I don't know. I have a complete blank from -- I don't know how I got into
18 that house on that second floor. I don't remember getting shot. I remember coming to.
19 I think I was kneeling and I remember feeling a pain in my arm, and I reached over and
20 felt I had a wound. And then once I started realizing that -- because it was really foggy.
21 And mentally. And once I started realizing, oh, I'm -- I'm the one that's being focused
22 on here, I just started saying, "Okay, I'm not a threat. I'm not a threat. I'm moving.
23 Don't shoot." Again, or whatever. I don't know how --

24 CAMARILLO: You said -- you said things were clear up till about 1:45.

1 DUTCHMAN: I was standing --

2 CAMARILLO: Where were you before that?

3 DUTCHMAN: At the bar, at the Barclay, which I heard is right across the street.
4 I don't know. I was fine up until -- I was closing out my tab at 1:45 or so. I wasn't -- I
5 don't think she had called last call yet so that -- I'm trying to get that as a timeline
6 between 1:30 and 1:45. And after that, I don't remember leaving the Barclay. I don't -- I
7 had left the bar -- I had left the Barclay a few times to smoke a cigarette in the back, but
8 not since about one o'clock did I leave the Barclay. So I don't remember ever leaving
9 that place at the end. And I had three -- well, two friends and a new friend. Three other
10 people with me, which I assume they were still sitting down the last I had seen them
11 when I went up to close out my tab.

12 CAIN: Did you drive there yesterday?

13 DUTCHMAN: No, the new girl or the -- my new friend, [REDACTED] She's an old
14 friend of the two other people I was with, but I had just met her that evening. She's the
15 one that drove.

16 CAIN: Let's -- unless you --

17 CAMARILLO: No.

18 CAIN: -- let's back up the clock a little bit differently or a little bit more. Where do
19 you -- where do you live at normally?

20 DUTCHMAN: Supposed to live in North Carolina with my wife, but that's a little
21 long complicated story. She just got her green cards, and I just spent four years living
22 in Arizona. She came over from --

23 CAIN: Let's back it up a little bit more. Where did you grow up at?

24 DUTCHMAN: Pennsylvania.

1 CAIN: Okay.

2 DUTCHMAN: So we met in North Carolina to live together finally and this is the
3 first time we were living together. I only lasted three weeks. So I got on a plane and I
4 came out here to see my army buddy.

5 CAIN: Where is she from, you said, that she had to get her green cards?

6 DUTCHMAN: Korea.

7 CAIN: Korea?

8 DUTCHMAN: And she has two kids, yeah. They all got their green cards at the
9 same time.

10 CAIN: So you -- she's -- your wife is in Korea or in North Carolina?

11 DUTCHMAN: In North Carolina right now.

12 CAIN: And what is her name?

13 DUTCHMAN: [REDACTED], last name.

14 CAIN: Do you know her birth date?

15 DUTCHMAN: [REDACTED]

16 CAIN: And where is she residing at in [REDACTED]?

17 DUTCHMAN: [REDACTED].

18 CAIN: How far is that from [REDACTED]? Or what's the closest big city?

19 DUTCHMAN: It's [REDACTED] are a little north of it (INAUDIBLE) it's
20 about center between [REDACTED].

21 CAIN: And you left there two weeks ago and --

22 DUTCHMAN: No, I left there Wednesday and --

23 CAIN: How did you get here to California?

1 DUTCHMAN: I flew a plane. I flew three planes. One in New York. The
2 cheapest ticket I got was going to JFK and then O'Hare and then LAX. So I --

3 CAIN: What brought you here to California?

4 DUTCHMAN: My -- my buddy [REDACTED]. He's my best friend. We were in the
5 service together. Went to the Gulf War together.

6 CAIN: And where does [REDACTED] live at?

7 DUTCHMAN: He lives at [REDACTED].

8 CAIN: What's [REDACTED] last name?

9 DUTCHMAN: [REDACTED]

10 CAIN: You wouldn't happen to know his birthday, would you?

11 DUTCHMAN: May 1st -- or Cinco de Mayo, May 5th.

12 CAIN: What year?

13 DUTCHMAN: He's three years younger than me so '71, 1971.

14 CAIN: Now what's a good contact phone number for Miguel?

15 DUTCHMAN: I think it's [REDACTED], but I'm not sure. I hardly use the phone.
16 I just got a phone after not having one for three years.

17 CAIN: And what's your phone number?

18 DUTCHMAN: I think it's [REDACTED] -- I'm not sure about the [REDACTED] I think it's [REDACTED]
19 [REDACTED] I just got it.

20 CAIN: Were you in Whittier yesterday? Did you stay at [REDACTED] house the last --

21 DUTCHMAN: No, we came -- I ordered a case of wine. That got delivered
22 Saturday morning at the Rincon house. A friend of ours, Victor, he lives over in -- I
23 guess it's Highland Park. It's a couple miles up the road from the Barclay. And we went
24 over there. We hung out with his father and his mother and another gentleman, [REDACTED]

1 and my -- [REDACTED] and myself. We split six bottles between the seven of us --
2 oh, and then Cindy, I guess, came over later. And that was a great evening. We were
3 eating and drinking and --

4 CAIN: And this is at?

5 DUTCHMAN: This is at the place in Highland Park, and I don't know the
6 address.

7 CAIN: You don't remember the guy's name that lived there?

8 DUTCHMAN: That's [REDACTED].

9 CAIN: [REDACTED] You know [REDACTED] last name?

10 DUTCHMAN: Torres. [REDACTED]

11 CAIN: And is he your --

12 DUTCHMAN: It's his parent' house.

13 CAIN: -- and he's a friend? He's a friend of?

14 DUTCHMAN: Miguel's and mine. We're old friends.

15 CAIN: Where do you know [REDACTED] from?

16 DUTCHMAN: Oh, from -- from [REDACTED], but from, like, 20 --

17 CAIN: So you and --

18 DUTCHMAN: -- five years.

19 CAIN: -- if I understood you right, you and six or seven other people were there
20 eating and having a good time drinking this other -- how many bottles of wine?

21 DUTCHMAN: I brought seven. We didn't drink one because it was too sweet.
22 We said use it for cooking. So we went through six. I probably had a good bottle and a
23 half myself, I'm gonna guess, tasting all the different ones. And then I don't know. It
24 was about eleven o'clock when we decided to go to the Barclay.

1 CAIN: Besides -- besides drinking wine, were you drinking anything else?

2 DUTCHMAN: There at the house? No. It was all wine. Oh, --

3 CAIN: Not at the Barclay. Before. Before you got to the bar or what's it called?

4 What's the name of the bar?

5 DUTCHMAN: Yeah, the Barclay.

6 CAIN: Well --

7 DUTCHMAN: No, at the house, I -- I had two -- and they had two IPA's way

8 earlier in the afternoon.

9 CAIN: What's an IPA?

10 DUTCHMAN: IPA, India Pale Ale. It's a really hoppy kind of beer.

11 CAIN: Oh, yeah?

12 DUTCHMAN: I had two of those before we even came to the Highland Park

13 house. And then at the Highland Park house, it was just wine. And then we went to the

14 Barclay, and I had a really hoppy IPA. And then toward the end of the night -- or, no, I

15 had a Mai Tai too.

16 CAIN: Where did you have the Mai Tai at?

17 DUTCHMAN: At -- all at -- these are all at the Barclay.

18 CAIN: I want to know what you did before you got to the Barclay.

19 DUTCHMAN: Oh, it was just wine at the -- at the house, -- at the house, the

20 Highland Park house.

21 CAIN: How about did you take any drugs?

22 DUTCHMAN: About three hits of some weed.

23 CAIN: Are you --

24 DUTCHMAN: Over -- not at once but throughout the evening.

1 CAIN: Are you on any type of prescription medication?

2 DUTCHMAN: No.

3 CAIN: All right. Did you take -- did you do anything more than smoke a little
4 weed?

5 DUTCHMAN: No.

6 CAIN: And those are just three hits of weed?

7 DUTCHMAN: Yeah.

8 CAIN: So then -- so now let's talk about the Barclay. What did you drink at the
9 Barclay?

10 DUTCHMAN: At the Barclay, I had a really good IPA and then a Mai Tai -- cause
11 I never had one before -- and then I think another IPA, another beer. And then toward
12 the end, I'm gonna say about one.

13 CAIN: Were people buying you drinks or were you --

14 DUTCHMAN: No, I was -- I was footing the tab on everybody. Well, the four
15 people. The four of us. And they had, like, screwdrivers and -- not screwdrivers. What
16 do you call them? Bloody Marys. I forget what else they were drinking. Around 1:00, I
17 got to talking to the bartender. She's really cool because she squared me away with
18 that really good beer and that really good Mai Tai. Turns out she's into "Greyhounds"
19 so I'm, like, okay. Well, we described this -- started discussing all the different kind of
20 vodkas. And I said I would like a very dry and, you know, you need the right juice too
21 for a "Greyhound." You can't use too sweet. Anyway, it was great conversation. She
22 fixed me up, awesome "Greyhound." So I had one of those at about 1:00, had another
23 one about 1:30. This is where my timeline gets divergent.

24 CAIN: When did you square away your bill?

1 DUTCHMAN: I'm gonna say after 1:30 and about -- and before 1:45.

2 CAIN: Did you use a credit card or a debit card?

3 DUTCHMAN: Debit card. It's in my possessions.

4 CAIN: What kind of -- what bank is it?

5 DUTCHMAN: Chase.

6 CAIN: Chase. In your name?

7 DUTCHMAN: Right. Now I had two. I had one that I cleared out at about 1:00.

8 CAIN: What do you mean you cleared it? A tab? A bill?

9 DUTCHMAN: A tab.

10 CAIN: You cleared it?

11 DUTCHMAN: I think I have the receipt for that. That was, like, 60 or 70 bucks.

12 CAIN: All right.

13 DUTCHMAN: And then -- but then I found out that I thought it was later than it

14 was and then I found out it was only, like, 1:00 something. So I go, oh, okay. Well, I'll

15 take another -- I think that was the second. I said, "I'll take another Greyhound." And --

16 or maybe I put the two "Greyhounds" on the second bill but, anyway. At around last

17 call, I went to close it out again, the second one. And that's -- that's the last place I

18 remember staying was at the middle of the bar, a big round like half moon bar, and I

19 remember standing there talking to the bartender. And I don't know if I even did finish

20 paying that second tab.

21 CAIN: So you closed out two tabs with the Chase credit card?

22 DUTCHMAN: Yeah.

23 CAIN: Or debit card?

24 DUTCHMAN: Debit card.

1 CAIN: And --

2 DUTCHMAN: And then that's the last I remember before waking up in -- in the
3 second floor of this --

4 CAIN: So [REDACTED] drove you over to the --

5 DUTCHMAN: Yeah.

6 CAIN: -- okay. And you guys -- what time you think you arrived at the Barclay?

7 DUTCHMAN: I'm gonna say 11:00.

8 CAIN: So between 11:00 and whatever time you closed your tab, you stayed at
9 the Barclay. Occasionally going outside to smoke?

10 DUTCHMAN: Right.

11 CAIN: And then you closed out the -- you closed out your tabs, okay. Now I
12 want you to try real hard to remember what happened after you closed out your tabs.

13 DUTCHMAN: That's where everything stops for me.

14 CAIN: When you say "stops," what do you -- what do you mean?

15 DUTCHMAN: I have no recollection of leaving the Barclay to, like, either go
16 home or to walk or I don't remember leaving that structure, that building. And then the
17 next thing I remember is -- I -- there's bits and pieces. I mean, I -- I've -- I'm not sure,
18 but there was one very wild period where everything was --

19 CAIN: What happened during this wild period?

20 DUTCHMAN: It was like -- I'm gonna compare it to an acid trip, but I --

21 CAIN: What happened? What happened in that wild?

22 DUTCHMAN: It's very psychedelic.

23 CAIN: What happened?

24 DUTCHMAN: Just a lot of -- I couldn't tell. It was -- it was very chaotic.

1 CAIN: Do you remember talking to anybody?

2 DUTCHMAN: No, I remember -- this is the part I'm not sure about. I thought at
3 one point -- I remember being afraid because there was gunfire, like, a lot of shots, like
4 -- like combat or something. And I remember thinking, okay, this is just a dream. If I
5 just be really still, but I was afraid to sleep or I was afraid to open my eyes. And then I
6 kept peaking and then time seemed to get very very stretched out because I -- I -- I
7 remember I opened my eyes and I could see a -- I think the room I was in was lit. I think
8 the lights were on.

9 CAIN: Let's -- let me do this. Let me try to walk you through the process and
10 see what you remember. So you -- at some point in time, you close your -- close out
11 your accounts at the Barclay. And then you're describing a period that you don't
12 remember. Do you -- do you suffer blackouts?

13 DUTCHMAN: I have never -- when I get drunk, I pass out. I have never had any
14 unaccounted for hours. This is another reason why I'm freaked out about this.

15 CAIN: So you have no history of blackouts?

16 DUTCHMAN: I don't do that.

17 CAIN: Okay.

18 DUTCHMAN: I -- I pass out, but I don't have unaccounted for hours. Ever.

19 CAIN: Well, I'm glad that you know the difference between blackout and pass
20 out because blackout is just what you described. It's where you could be doing stuff but
21 not have any recollection of it. To your knowledge, you've never had any history of
22 blackouts?

23 DUTCHMAN: (No audible response).

24 CAIN: You're shaking your head "no." Is that accurate?

1 DUTCHMAN: No history.

2 CAIN: And you know what a blackout is? What's a -- in your -- what's your
3 definition of a "blackout"?

4 DUTCHMAN: To what happened that evening, last evening.

5 CAIN: Well, I asked what you happened? What's your --

6 DUTCHMAN: I don't -- there -- there are unaccounted for hours. I asked
7 someone after I think I got into the ambulance what time it was, trying to figure out how
8 long previous I had woke up. Because I figured I woke up around 5:30.

9 CAIN: Okay.

10 DUTCHMAN: So that's four hours that I don't know what happened.

11 CAIN: Let me go -- let me bring you back. What is -- what do you think a
12 "blackout" is?

13 DUTCHMAN: Well, there's all kinds. You can get one from having lesions,
14 tumors, someone could spike your drink. This is my working theory because I never
15 experienced like this, and I don't know what particular thing it was or if it was, but I don't
16 know. I just have not experienced this type of --

17 CAIN: Do you remember getting from the Barclay to a house on Huntington
18 Drive?

19 DUTCHMAN: No.

20 CAIN: Do you remember walking over there?

21 DUTCHMAN: No.

22 CAIN: Do you remember driving over there?

23 DUTCHMAN: No.

24 CAIN: Do you remember going inside of a residence?

1 DUTCHMAN: No.

2 CAIN: Do you remember going up the stairs?

3 DUTCHMAN: No.

4 CAIN: Do you remember having any conversation with anybody inside of the
5 house?

6 DUTCHMAN: (No audible response).

7 CAIN: You're shaking your head "no"?

8 DUTCHMAN: No. The last person I remember talking to is the bartender.

9 CAIN: So what happened between the time you left Barclay's and where you
10 were eventually -- where's -- what's -- what's your next memory after you leave
11 Barclay's?

12 DUTCHMAN: I guess it would be the really chaotic abstract stuff.

13 CAIN: I don't know what "really chaotic abstract stuff" is.

14 DUTCHMAN: Visual things.

15 CAIN: I don't know "visual things" are. Explain to me what you're seeing.

16 DUTCHMAN: I -- I -- I can't. It's like a -- it's like a wild colors and --

17 CAIN: Do you remember seeing police officers? Do you remember seeing a
18 police officer dressed like this young man right here?

19 DUTCHMAN: No. The next thing I remember -- remember was -- like I was
20 saying before, slowly opening my eyes and catching the room that was lit and then
21 noticing I had pain in my arm. I felt it.

22 CAIN: What happened immediately before you felt that pain in your arm?

23 DUTCHMAN: I was -- I was in that fugue state.

24 CAIN: In that what stage?

1 DUTCHMAN: Fugue state.

2 CAIN: Fugue?

3 DUTCHMAN: Fugue. It's like --

4 CAIN: I'm not -- I'm not familiar with that word.

5 DUTCHMAN: It's like a sick -- it's -- it was like a -- it was like a bad acid trip.

6 CAIN: Have you ever had acid before?

7 DUTCHMAN: Yes, a long time ago. 1994 was the last time.

8 CAIN: And you -- did you take acid yesterday?

9 DUTCHMAN: No, but I wouldn't compare it to that. I don't think I got spiked with

10 acid because it -- it -- I'm only comparing it to that because it was just really wild visual

11 imagery that I wasn't sure if I was awake or if I was dreaming this, if I was asleep. The

12 pain, I don't remember that starting. I don't know the initial point of the pain. Everything

13 was kind of hazy and fuzzy after the wild trippy part. And then I remember being afraid

14 for myself and --

15 CAIN: Why are you afraid?

16 DUTCHMAN: Because I thought I was in the middle of gunfire.

17 CAIN: Why do you think you're in the middle of gunfire?

18 DUTCHMAN: I couldn't figure that out. That's when --

19 CAIN: Did you --

20 DUTCHMAN: -- all the colors and stuff --

21 CAIN: -- did you hear gunfire?

22 DUTCHMAN: It sounded like automatic, but I'm not sure.

23 CAIN: Well, what did you hear? Explain to me what you hear.

24 DUTCHMAN: I thought I had heard, like, automatic weapons fire.

1 CAIN: What kind?

2 DUTCHMAN: Like I was -- like an AR15 or --

3 CAIN: How many? How many rounds do you think were fired?

4 DUTCHMAN: I wasn't sure. I wasn't sure if I was making that up or not. It was

5 several, like, you know? Some kind of scene out of Vietnam or something da, da, da,

6 da, da, da, da, da, da pow, pow, pow.

7 CAIN: How -- how --

8 DUTCHMAN: Pow.

9 CAIN: -- and to help me understand what you -- what you were seeing and

10 hearing at that time. Because right now, I'm not very -- I'm not very clear in my mind.

11 DUTCHMAN: I'm not either because --

12 CAIN: Help me to understand.

13 DUTCHMAN: -- it's -- it was very -- it was a very crazy mental image, mental

14 imagery but seeing all kinds of stuff. Nothing was -- it was very fluid and nothing was --

15 CAIN: Do you remember --

16 DUTCHMAN: -- concrete.

17 CAIN: -- seeing officers?

18 DUTCHMAN: No.

19 CAIN: See how that officer's dressed right there?

20 DUTCHMAN: Yeah.

21 CAIN: Do you remember seeing an officer dressed like that?

22 DUTCHMAN: No.

23 CAIN: Do you remember any officers giving you commands?

1 DUTCHMAN: Okay, now when I first started coming to, I realized -- I heard a
2 voice saying was -- something like there's still a suspect on the second floor or
3 commands like that, but I -- I -- at that point, I didn't know they were directed at me
4 because it sounded so far away.

5 CAIN: When you heard that, where were you at?

6 DUTCHMAN: In that room.

7 CAIN: What room is that?

8 DUTCHMAN: In the -- I don't know.

9 CAIN: What was --

10 DUTCHMAN: The room I woke up in.

11 CAIN: Describe that room to me.

12 DUTCHMAN: When I finally opened my eyes --

13 CAIN: Was it a kitchen? Was it a bathroom? Was it a bedroom? Explain that
14 room to me.

15 DUTCHMAN: I think -- I think it was a bedroom that had all kinds of stuff all over
16 the floor, like -- like laundry.

17 CAIN: Okay.

18 DUTCHMAN: Or --

19 CAIN: Do you remember any paintings on the wall that were --

20 DUTCHMAN: No. Because what happened then was I -- I think I was crouched
21 down like this and then I didn't know -- when I started realizing that all the --

22 CAIN: Well, when you say you crouched down like this, what you did was you --
23 you're -- you're -- you're in a seated position and you moved your -- your head towards
24 your waist area, like bending over at the waist. Is that accurate?

1 DUTCHMAN: Right. I was probably on my knees hunched over.
2 CAIN: Okay.
3 DUTCHMAN: Like --
4 CAIN: How did you get to your knees?
5 DUTCHMAN: I don't know. That's -- that's how I woke up.
6 CAIN: And then -- and is it before or after you felt that -- I think you described it
7 as a burning sensation. Is that before or after?
8 DUTCHMAN: Burning?
9 CAIN: Or you felt pain, I guess.
10 DUTCHMAN: Oh, well, no, that was -- that was during it. It was, like, coming out
11 of, you know, waking up and things becoming more clear, and I noticed that I had pain
12 and -- and that -- you know, I thought maybe I was sleeping on it. That's why I was
13 thinking that I was dreaming all this because I'm, like, oh, okay, maybe I'm cutting off
14 the circulation in my arm and this will all just go away when I wake up. But then I
15 started coming to more and more realizing no, shit, like, I have a wound. I've been shot.
16 And there's someone yelling down -- there's a downstairs. I'm on the second floor,
17 obviously, or -- or some floor. I'm not -- and then I -- I just started saying, "I'm not a
18 threat. I'm not a threat. I'm moving." Please tell me what to do. And that's when I
19 really --
20 CAIN: So you -- so you said, "Please tell me what to do"?
21 DUTCHMAN: I don't know if I said that exactly, but that's what I -- that was my
22 intention was, you know, I'm not a threat.
23 CAIN: But you don't know if --
24 DUTCHMAN: -- you know?

1 CAIN: What do you remember voicing? What do you remember actually
2 saying?

3 DUTCHMAN: "I'm not a threat. Don't shoot. I'm not a threat. Please."

4 CAIN: And at that time --

5 DUTCHMAN: And I don't know if I said, "Tell me what to do," but I wanted to
6 cooperate fully. I wanted that intention out there that I was not gonna resist. Maybe I
7 said that, I'm not resisting. Yeah, I don't really quite remember because that's --

8 CAIN: Is that when you went downstairs?

9 DUTCHMAN: Right. I -- I crawled out of that room, I think into the hallway and
10 there was -- I remember a wooden banister and I went to the end of that and then that's
11 when I heard the command, whatever, -- whoever was making those command voice --
12 the commander, whatever. He says, all right, now -- I think I started coming down one
13 step at a time. Oh, I think I might have -- he might have had me take my shirt off at that
14 point. I'm not -- I don't remember.

15 CAIN: Speaking of shirts, what color shirt were you wearing yesterday?

16 DUTCHMAN: A black T-shirt, brand new.

17 CAIN: Solid? Just solid black T-shirt?

18 DUTCHMAN: Solid black.

19 CAIN: No -- no logos or anything?

20 DUTCHMAN: Yeah, I might have -- it's either "Russell" or -- I think was "Russell
21 Athletic" --

22 CAIN: Okay.

23 DUTCHMAN:-- on the sleeve.

24 CAIN: What color pants did you have on?

1 DUTCHMAN: My -- my desert khaki pants that I've worn Gulf War.
2 CAIN: Longs? Long?
3 DUTCHMAN: No. They're --
4 CAIN: Shorts?
5 DUTCHMAN: -- they're -- I hemmed them into shorts.
6 CAIN: So they're camouflaged?
7 DUTCHMAN: Yeah.
8 CAIN: Desert camouflage?
9 DUTCHMAN: Desert. They were --
10 CAIN: What kind? What kind of shoes did you have on?
11 DUTCHMAN: I had "Echo" sandals, leather open toe sandals, really expensive,
12 140 bucks.
13 CAIN: Did you have socks on?
14 DUTCHMAN: No. These I got from the hospital.
15 CAIN: How much cash did you have on you, if you remember?
16 DUTCHMAN: \$42.
17 CAIN: 42 bucks.
18 DUTCHMAN: Still have it too.
19 CAIN: All right. And do you remember what denominations that was in?
20 DUTCHMAN: Two 20's and two singles.
21 CAIN: Did you have your wallet with you?
22 DUTCHMAN: I don't carry a wallet. I just put my cards -- I carry my ID card and
23 my Walgreen's card and my --
24 CAIN: Your what card? Oh, your Walgreen's card?

1 DUTCHMAN: Walgreen's and a debit card, just stick them in my pocket.

2 CAIN: And you carry the Walgreen's card. Are you on any type of prescription
3 meds?

4 DUTCHMAN: (No audible response).

5 CAIN: You're shaking your head "no." Okay.

6 DUTCHMAN: Well, now I think they gave me something for this --

7 CAIN: Well, that's --

8 DUTCHMAN: -- but before that, no.

9 CAIN: I'm talking about on a regular basis.

10 DUTCHMAN: No.

11 CAIN: Do you have a drinking problem?

12 DUTCHMAN: No.

13 CAIN: Have you ever been to Alcoholics Anonymous or anything like that?

14 DUTCHMAN: I had to because in, what? 1996, they -- they weren't giving out
15 the tickets anymore and I got caught with a roach and they made me go through 15
16 weeks of classes and AA meetings and stuff.

17 CAIN: What kind of stretches do you go without drinking?

18 DUTCHMAN: Oh, months.

19 CAIN: Months. Prior to yesterday, how long had it been before you drank?

20 DUTCHMAN: The day before, I had a couple of beers. Four beers. Four IPA's.

21 CAIN: Let's say in the past month, have you gone, like, a week without drinking?

22 DUTCHMAN: Oh, yeah.

23 CAIN: So you're not -- you don't have to drink?

24 DUTCHMAN: No.

1 CAIN: And you know what I mean by that, right?

2 DUTCHMAN: Right.

3 CAIN: Okay.

4 DUTCHMAN: See, last night was -- wasn't anything out of the ordinary for me. I
5 don't want to say I'm a professional but, I mean, I know what I can handle and how to
6 handle myself. And I was actually feeling -- I thought I was the one out of the four of us
7 that was, like, feeling the best. Like, well, I was gonna get my friends some more drinks
8 but I thought, oh, they've had enough, but I could have one more. And so I -- I'm telling
9 you, at 1:45, the last thing I remember -- I was in tip-top shape. I felt great. I was
10 having a good evening and then after that, I don't remember anything until waking up
11 bloody and shot on a second floor.

12 CAIN: Let's go back to that second floor. Do you remember ever picking up
13 anything in your hands?

14 DUTCHMAN: No. No, because -- well, yeah, when I woke up, I think I was
15 kneeling down and, like I said, there was -- I think there was a lot of, like, laundry or stuff
16 all over the floor, and maybe when I started moving toward the stairs, I moved some of
17 that out of the way. But I don't remember having anything in my hands when they were
18 -- when the guys were coming up the stairs, they're, like, "Where's the gun?" I'm, like,
19 "What gun? I don't have a gun." "Where's the other guy?" Who -- and I'm not -- didn't
20 know if there was any other person but I -- I assumed I was alone because my friends
21 weren't with me.

22 CAIN: You started to answer that there wasn't another guy and you changed
23 and you quickly changed yourself to say that, you know, you don't know if there was
24 another guy.

1 DUTCHMAN: Well, I don't. No, they were asking, "Where is the other guy?"
2 And I'm, like, I don't know if there's another guy. I still don't know if there -- if I was with
3 other people cause I don't have any recollection before, sir. There may have been
4 another person. I don't know. I can't say there wasn't. I don't think they were any of
5 my three friends.

6 CAMARILLO: Who -- who were those three friends, just so I'm clear, at the
7 Barclay?

8 DUTCHMAN: [REDACTED]

9 CAMARILLO: [REDACTED]

10 DUTCHMAN: [REDACTED]

11 CAMARILLO: [REDACTED]

12 DUTCHMAN: [REDACTED] -- I just met her. I don't know her
13 last name. I think it's [REDACTED], I'm not sure how that's spelled. Something
14 like that.

15 CAMARILLO: And yourself?

16 DUTCHMAN: And myself.

17 CAMARILLO: So the four of you. So when you're referring to the four of you,
18 that's the four you're talking about?

19 DUTCHMAN: At the Barclay.

20 CAMARILLO: At the Barclay. Now you were drinking at Victor's house prior?

21 DUTCHMAN: Right.

22 CAMARILLO: Was -- were these same people at [REDACTED] house?

23 DUTCHMAN: They were all there. There was another individual, [REDACTED],
24 and then [REDACTED] parents, [REDACTED] and -- I forgot his mother's name.

1 CAMARILLO: So [REDACTED] didn't go to the Barclay?

2 DUTCHMAN: No.

3 CAMARILLO: While you were inside the house, you don't -- you don't remember
4 trying to force your way into a room whether it been a bedroom or a bathroom or
5 anything? Do you recall seeing anybody else inside of the house other than yourself?

6 DUTCHMAN: I didn't see anybody until I came to the head of the top of the
7 stairs and I saw flashlights shining up. Those are the first -- those are the first people
8 after the bartender that I remember. Being at the Barclay.

9 CAIN: Okay.

10 CAMARILLO: You don't recall anybody -- a woman or a female's voice yelling at
11 you?

12 DUTCHMAN: Now that was also maybe part of the really that psychedelic
13 period. I do remember screams, female screams, and along in there with the -- with the
14 bullet shots, the -- what I thought was automatic rifle fire. But, again, like, I don't want to
15 say -- I can't say that happened before this, before that, before this. All that is very
16 mixed up and so I don't know when the screams were, where they came from. Whether
17 there were shots fired or what, that -- that's the confusing part because that's -- that's
18 when everything was very chaotic and I don't -- I don't recall any of that.

19 CAMARILLO: Okay, so --

20 DUTCHMAN: Very -- anything specific. It's all jumbled.

21 CAMARILLO: So the gun -- the female's voice screaming and the gunshots is
22 just kind of jumbled in your -- when you were in this psychedelic state of mind as you
23 kind of refer to it?

24 DUTCHMAN: Yeah.

1 CAMARILLO: Yeah? What -- what years were you in the service?
2 DUTCHMAN: October '85 to June '88, and then August '89 to August '93.
3 Seven years.
4 CAMARILLO: Did you -- did you reenlist?
5 DUTCHMAN: I got out and then I reenlisted.
6 CAMARILLO: Okay.
7 DUTCHMAN: So, yeah.
8 CAMARILLO: Did you go to -- were you a Desert Storm?
9 DUTCHMAN: Yes, the first one.
10 CAMARILLO: Did you see combat?
11 DUTCHMAN: Yes.
12 CAIN: When the --
13 CAIN: What branch of service?
14 DUTCHMAN: Army. U.S. army infantry.
15 CAMARILLO: What was your --
16 CAIN: Rank.
17 CAMARILLO: -- rank?
18 DUTCHMAN: When I got out, specialist.
19 CAIN: What is that the equivalent of?
20 DUTCHMAN: E4.
21 CAIN: So not quite a sergeant?
22 DUTCHMAN: Right.
23 CAIN: Is that a corporal?

1 DUTCHMAN: Corporal and the specialist are both E4. One is considered like a
2 sergeant whereas a specialist wouldn't have as much authority. They get paid the
3 same, though.

4 CAMARILLO: How many tours did you do?

5 DUTCHMAN: Just seven months in the Gulf War.

6 CAMARILLO: Seven?

7 CAMARILLO: When you left in '93, was a, like, an honorable or --

8 DUTCHMAN: Oh, yeah.

9 CAMARILLO: So no dishonorable discharge or anything like that?

10 DUTCHMAN: No. It was squared away.

11 CAIN: Did you stay active in the reserves at all during that period?

12 DUTCHMAN: No.

13 CAMARILLO: During your military career and including your seven months of
14 being overseas there at Desert Storm, did -- were you injured at all?

15 DUTCHMAN: No.

16 CAMARILLO: Have you received any kind of -- did you have to receive any kind
17 of counseling after? After combat?

18 DUTCHMAN: No, but in 2009, I went to go get checked out and they said PTSD
19 and they gave me 70 percent disability. So that's what I've been living on.

20 CAIN: Where did you get yourself checked out at?

21 DUTCHMAN: Long Beach VA, I think.

22 CAIN: Over there on Bellflower Boulevard?

23 DUTCHMAN: The big huge complex. I guess that's where it's at. Yeah,
24 Bellflower. Yeah, but that was 2009.

1 CAMARILLO: That was in 2009?

2 CAIN: And what was -- what was your diagnosis?

3 DUTCHMAN: PTSD and what did they call it? Tinitis. Tinitis.

4 CAIN: Were you hearing -- were you hearing --

5 DUTCHMAN: Every once in a while I hear a ring, like, maybe once a month.

6 CAIN: "Tenonitis"?

7 DUTCHMAN: Tinitis or --

8 CAIN: You hear a buzzing in your ears?

9 DUTCHMAN: No, it's more like a bell or a tone.

10 CAIN: You're not hearing voices are you?

11 DUTCHMAN: No, no, no. It's a tone. It sounds like -- you ever take a hearing

12 test when they do the tones? It's like one of those "eeerrr" and it's, like, 10 seconds, 20

13 seconds and it's gone. So they gave me five percent for that, 75 percent for -- or 70

14 percent for PTSD and -- they just call it 70. They don't add it all together.

15 CAIN: And what's your -- what's your definition of "PSTD"?

16 DUTCHMAN: PTSD? Post Traumatic Stress Disorder.

17 CAIN: Okay.

18 CAMARILLO: Other than that, I mean, you're not receiving any kind of

19 counseling? You're not on any kind of medication?

20 DUTCHMAN: No.

21 CAMARILLO: You're not being treated for anyways?

22 CAMARILLO: Now, the office -- when you said that there was flashlights, you at

23 the top of the stairwell and the officers were giving you instruction, was that part pretty

24 clear to you?

1 DUTCHMAN: Yeah, I mean, that's when things were really starting to -- I was
2 realizing what was going on; that I'm in this situation somehow. And I don't remember
3 what exactly he said or what -- at what point the -- I was told to take my shirt off. Maybe
4 I came down a few steps and then he said take my shirt off -- take your shirt off. And
5 then I just remember being -- being handcuffed, I think, and then taken outside to have
6 them look at my arm and then we got to the hospital and then they patched me up.
7 They cut my clothes off so they had to give me these, and then I've been in that holding
8 cell since after the hospital.

9 CAMARILLO: Now I know you told us you had this blackout period, but I got to
10 ask anyways. Do you -- do you know why or your purpose of going to this house?

11 DUTCHMAN: No. I can't imagine -- I thought of this. Maybe I was looking for a
12 place to sleep; that's possible, but I -- I can't imagine going into, you know, somebody's
13 actual house. I mean, I would look for an abandoned place or -- not even inside. Like,
14 just I've slept by bushes and fences and stuff, you know, it's something --

15 CAIN: Is that unusual for you? do you sleep outside quite a bit?

16 DUTCHMAN: I've done that a lot. I -- I just spend the last four years living in the
17 boonies in Arizona. Yeah, I mean --

18 CAIN: Is that by choice?

19 DUTCHMAN: Yeah.

20 CAIN: You had nowhere else to go?

21 DUTCHMAN: No. It's a retreat center, but it's out in the boonies and it's --

22 CAIN: Do you have a bed every night?

23 DUTCHMAN: Oh, yeah. Yeah.

24 CAIN: Well, that's where I'm going. You're not homeless, then?

1 DUTCHMAN: Oh, no, no, no.

2 CAIN: Okay.

3 DUTCHMAN: No. Every once in a while, I mean, I can sleep anywhere.

4 CAIN: I haven't had a chance to look at your -- your -- what we call a rap sheet
5 or your record sheet. What am I gonna see on it? Do you have any history of
6 burglaries?

7 DUTCHMAN: Nothing.

8 CAIN: What kind of arrest record do you have?

9 DUTCHMAN: The one in '96 for weed. Twenty-eight years ago when I was 20,
10 there was an incident up at San Juan Bautista. It was -- there was seven of us and two
11 of them were kids and they did a lot of vandalism and stole. We were all in one car and
12 they put a baby's tombstone and a statue in the back of the truck -- the trunk of the car.
13 So we all got arrested and put in jail.

14 CAIN: Where was that?

15 DUTCHMAN: That was Holister County, up north.

16 CAIN: Okay.

17 DUTCHMAN: 1989. Yeah.

18 CAIN: So it sounds like you've lived in a bunch of places --

19 DUTCHMAN: But --

20 CAIN: -- in the last 20 years?

21 DUTCHMAN: -- oh, yeah, I've been all over. I lived in Germany, lived in Texas. I
22 spent 15 or 20 years here in California. The last four I was just in Arizona and was
23 getting ready to go do my new life with my new wife. Well, we've been married for five

1 years, but she's been in Korea the whole time. And went out there to try living together.
2 It only lasted three weeks. It was a lot of stress and tension. So I left.

3 CAIN: So when you said you've been married for five years, is that long
4 distance?

5 DUTCHMAN: Yeah.

6 CAIN: Have you ever met her? Was it -- when was the --

7 DUTCHMAN: Oh, no, no. She's -- we hung out for a few months five and a half
8 years ago when we met through friends of ours. And then she would come, maybe, like
9 once a year.

10 CAIN: Where did you meet her at?

11 DUTCHMAN: In Cypress. That address that's on my ID card.

12 CAMARILLO: Do you -- and, again, I know you told us you blacked out but I got
13 to ask. Do you remember pointing some type of object at an officer?

14 DUTCHMAN: (No audible response).

15 CAIN: You're shaking your head "no"?

16 DUTCHMAN: No. Like a weapon?

17 CAIN: Yes, or anything.

18 CAMARILLO: Anything.

19 DUTCHMAN: No, I don't remember any --

20 CAMARILLO: Could have been a --

21 DUTCHMAN: -- confrontation. I don't remember any impact of, like, getting shot.
22 The first pain I felt was a dull pain of just -- that's why I thought I was sleeping on my
23 arm and it was cutting the circulation off. That's the kind of pain it was. It wasn't -- I

1 don't remember an impact getting shot. And I -- I don't remember it -- having anything
2 in my hands or threatening.

3 CAIN: When you left the bar, were your friends still there or had they already
4 gone?

5 DUTCHMAN: I think they were still there. In fact, I was waiting for them. I
6 thought we were all gonna take off right then.

7 CAIN: Do we get who all of -- did we get everybody that was at the bar with you?

8 CAMARILLO: Yeah. Yeah.

9 DUTCHMAN: I think so.

10 CAMARILLO: Yeah. You got anymore?

11 UNIDENTIFIED: When did you last see [REDACTED], at the bar?

12 DUTCHMAN: That was between 1:30 and 1:45 because I left.

13 UNIDENTIFIED: Oh, so the last memory you have of them?

14 DUTCHMAN: Of them, yes. Cause I left them at the table and I went to the bar
15 to close out the tab.

16 UNIDENTIFIED: And you said -- you said three hitS of weed at Highland Park.
17 Do you remember what time that was?

18 DUTCHMAN: Oh, let's see, I'm gonna say 6:00 p.m. for one and then maybe
19 9:00 p.m. for the second, and then -- yeah, maybe right before we left. So maybe like
20 11:00 for the third.

21 UNIDENTIFIED: And then that's -- so right before you entered the Barclay, you
22 had -- you took your third hit?

23 DUTCHMAN: I think before we got into the car.

24 UNIDENTIFIED: Okay.

1 DUTCHMAN: To get to the Barclay. It's only right down the street.

2 UNIDENTIFIED: And it's -- and that was in Highland Park?

3 DUTCHMAN: Yeah.

4 UNIDENTIFIED: And are they now or have you -- do you know if they're known

5 to mix drugs like mix marijuana with something else or anything like that?

6 DUTCHMAN: Oh, no, no. My friends? No. No. And I don't think this was any

7 weird pot because we had had it all day.

8 UNIDENTIFIED: And did you get the names of attended -- who attended

9 Highland Park?

10 CAMARILLO: Highland Park? Yeah.

11 UNIDENTIFIED: So I'll get that from you --

12 CAMARILLO: Okay.

13 UNIDENTIFIED: -- later. Other than that, I don't have anything further.

14 CAMARILLO: Hey, John, what's -- now you said your wife's living in North

15 Carolina?

16 DUTCHMAN: Uh-huh.

17 CAMARILLO: And correct me if I'm wrong, but you said you just came out here

18 from North Carolina?

19 DUTCHMAN: I did, yeah.

20 CAMARILLO: Okay.

21 DUTCHMAN: Wednesday.

22 CAMARILLO: On Wednesday you came out from North Carolina? Okay. Now

23 you said she lives at [REDACTED]?

24 DUTCHMAN: Uh-huh.

1 CAMARILLO: Is that Street?
2 DUTCHMAN: Yeah. Avenue.
3 CAMARILLO: Avenue.
4 DUTCHMAN: [REDACTED].
5 CAMARILLO: Do you know -- do you know a phone number for her?
6 DUTCHMAN: I have it written down at my friend's house who I'm staying with at
7 the [REDACTED] place. I don't know it.
8 CAIN: And can you account for your cell phone right now? Do you know where
9 that's at?
10 DUTCHMAN: Mine is -- I think it's at [REDACTED] house at the [REDACTED].
11 CAIN: You didn't have it with you yesterday?
12 DUTCHMAN: No. I don't really like phones and I don't know anybody's number
13 anyway. I just got it so my wife would be happy, and I don't even know the numbers
14 and I don't take it around.
15 CAMARILLO: You said you spent -- you said you spent four years in Arizona?
16 DUTCHMAN: Uh-huh.
17 CAMARILLO: What -- what years were those?
18 DUTCHMAN: Up until a month ago. I got there September -- late September
19 2012 to just a month ago.
20 CAMARILLO: So September of this year?
21 DUTCHMAN: I was there two weeks shy of four years.
22 CAMARILLO: And then from there, you went back to North Carolina?
23

1 DUTCHMAN: From there, I went -- that's the first time I when to North Carolina.
2 Or that's the only -- the first time I've been there.

3 CAMARILLO: Okay.

4 DUTCHMAN: And we stayed at -- she initially got a big house, but it was too big.
5 So then we were only there a week and a half. Then she got a townhouse and that's
6 the 241 Michigan.

7 CAMARILLO: All right. Do you carry any -- any kind of -- any type of knives or
8 anything on your person? I know most military guys carry a little pocketknife, little
9 folding knife.

10 DUTCHMAN: I have sometimes nail clippers, but I'm not into -- I don't need
11 anything like that.

12 CAMARILLO: Okay.

13 CAIN: Well I I don't think I've got anything else.

14 CAIN: Sir?

15 UNIDENTIFIED: When you left Highland Park and went to the Barclay, do you
16 remember what you were carrying in your pockets or what you had on you?

17 DUTCHMAN: Yeah. I had my \$42 and my three cards and I might have had a
18 receipt but maybe I didn't have a receipt yet until -- until I closed out that first tab. So I
19 think it was probably just an -- oh, and a lighter, pink lighter. And a pack of "Bugler"
20 tobacco and my hat, my glasses.

21 CAIN: What kind of hat?

22 DUTCHMAN: It's a brand new Dicky's baseball cap.

23 CAIN: What color is it?

24 DUTCHMAN: It's gray.

1 CAIN: What kind of glasses?

2 DUTCHMAN: Thin black plastic.

3 CAIN: Prescription or sunglasses?

4 DUTCHMAN: Yeah. Yeah, I can't see right now.

5 CAIN: Do you know where those are at?

6 DUTCHMAN: I don't know where the shoes are, I don't know where the hat is.

7 The hat and the glasses for -- for some reason, I think they could be at the Barclay or

8 with my friend. I hope that's the case. But I -- when I woke up in that kneeling position,

9 -- you know, I guess I didn't have my shoes on. I didn't have the hat and glasses. So I

10 don't even know what happened to my shoes. I don't even know where my shoes are

11 at.

12 CAIN: So -- so a gray Dicky's cap and thin black rim glasses?

13 DUTCHMAN: Yeah.

14 CAIN: And flip-flops?

15 DUTCHMAN: They're sandals. They're leather Velcro -- leather and Velcro

16 open-toed sandals.

17 UNIDENTIFIED: No large objects in your pockets or anything besides like

18 wallets or anything?

19 DUTCHMAN: No, I don't carry a wallet. I just have the -- yeah, the biggest thing

20 I had was a Bic lighter.

21 UNIDENTIFIED: Did anyone give you anything at the Barclay? Any friends for

22 you to hold or any objects or anything like that? Or did you pick up anything at the

23 Barclay?

1 DUTCHMAN: No. No. Just the cards and the lighter and the tobacco. Well, I
2 don't know what happened to the tobacco either. Yeah.

3 CAIN: So just it's a hundred percent in my mind. When it -- what happened at
4 that house, you have no memory of?

5 DUTCHMAN: (No audible response).

6 CAIN: You're shaking your head "no"?

7 DUTCHMAN: No.

8 CAIN: So --

9 DUTCHMAN: I don't remember being in any situation where I would make
10 someone shoot me.

11 CAIN: But you don't remember.

12 DUTCHMAN: No.

13 CAIN: Is it possible that you armed yourself with something?

14 DUTCHMAN: Maybe if I felt threatened, but I don't remember having that
15 feeling. I remember being scared at one point, I think, when I heard a lot of shots or
16 what I thought was, like, automatic weapons firing. Not a single shot but, you know, like
17 several people shooting guns all at the same time. And then maybe that's when I got
18 down cause that's how I ended up. I mean, that's how I woke up was in that position,
19 but I don't know -- I don't know what caused me to get there.

20 CAMARILLO: Got anything else, sir? No? Good. Good, Tim?

21 CAIN: No, I'm good.

22 CAMARILLO: All right, John --

23 CAIN: Is there anything that we haven't asked you, John, that you think is
24 important?

1 DUTCHMAN: I don't know what to ask. I asked somebody already if anybody
2 else had gotten hurt and they said I was the only one. So I'm thankful of that, came out
3 that way.

4 UNIDENTIFIED: Did you think you may have hurt someone?

5 DUTCHMAN: No, but when -- when one of the cops said, "Where is the other
6 guy," I -- I didn't know what he meant and then -- but that put this possibility that maybe
7 I was with some other people and maybe they did something to someone else. I didn't
8 feel that I had. I didn't -- I didn't get that feeling that I had hurt anybody, but I didn't
9 know either. I assumed he -- I didn't get the feeling that I had done anything harmful to
10 anyone.

11 CAIN: Are you familiar with this area? Do you show up here very often?

12 DUTCHMAN: When I lived out here, I lived in Fullerton for 14 years and we --
13 yeah, that house in Highland Park, Victor's house, his parents have lived there for since
14 I've known him and I, maybe, twice a year.

15 CAIN: How many times you been to the Barclay?

16 DUTCHMAN: The Barclay over the last five years, like four times. Once a year
17 when I come here.

18 CAIN: Prior to yesterday, when is the last time you'd been there?

19 DUTCHMAN: Probably July of last year.

20 CAIN: So July of 2015?

21 DUTCHMAN: A year. Yeah.

22 CAIN: Or '14?

23 DUTCHMAN: June or July 2015.

24 CAIN: All right, John, thank you for -- for talking to us.

1 CAMARILLO: They'll walk you back over --

2 UNIDENTIFIED: Yeah. Thank you.

3 *(END OF INTERVIEW.)*

4 LO/Cron & Associates Transcription, Inc.

OCTOBER 14, 2016; 1026 HOURS

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INTERVIEW OF OFFICER PATRICK ZAMORA

Taken in the presence of Sergeant **CAIN** and Detective **CAMARILLO**, Los Angeles County Sheriff's Department, Homicide Bureau. Case under File #016-00116-3199-055. Transcribed by Isaac Yanez, Written Communications, Inc.

-oo0oo-

CAIN: Do you want to do this, Dean, or you want me to?

CAMARILLO: Go ahead Tim.

CAIN: Huh?

CAMARILLO: You can go ahead.

CAIN: It's, uh, October 14th, 2016. It's, uh --

CAMARILLO: 10:26.

CAIN: -- 1020 --

CAMARILLO: 10:26.

CAIN: -- 1026 hours, I'm Sergeant Tim Cain, with my partner Detective Dean

Camarillo. We are in the Law Oss--Law Offices of --

[REDACTED]

CAIN: -- and we are here to speak with Officer Patrick Zamora, from the South Pasadena Police Department, he is being, represented by --

[REDACTED]

CAIN: Thank you. All right, Patrick, we're here to investigate a shooting that occurred on Sunday, October 9th, can you tell me where you were assigned that day?

ZAMORA: Yes, I was assigned to regular patrol, in the City of South Pasadena, uhm, do you want me to give time and --

1 CAIN: Yeah.

2 ZAMORA: -- from that -- okay.

3 CAIN: What time did you start your shift that day?

4 ZAMORA: Oh, I started at, uh, 1800 hours, or 6 o'clock the day before, which
5 was I believe the 8th.

6 CAIN: Okay.

7 ZAMORA: The 8th is when I started.

8 CAIN: Correct.

9 ZAMORA: Sorry. Yeah, I started, I'm sorry, uh, I started at 6 o'clock the day
10 before, at 1800 hours.

11 CAIN: Okay. And at some point, during the shift, uhm -- let me back it up a
12 step. You had, uh, uhm, is that, was -- you work a 3-12?

13 ZAMORA: Yes, we work 12 hour shifts.

14 CAIN: And -- and was what your first day back? Was that your --?

15 ZAMORA: No, that was my Friday.

16 CAIN: Okay. And the night before, you had, uh, uhm, did you have a, an
17 appropriate amount of sleep?

18 ZAMORA: Yes.

19 CAIN: Okay.

20 ZAMORA: (Talking over), yes.

21 CAIN: Pardon me?

22 ZAMORA: Yes, I did.

23 CAIN: Okay. And, and, uhm, at some point during your shift, were you, did your
24 -- did something cause you to respond to, uh, Huntington Drive in South Pasadena?

1 ZAMORA: Yes, I was dispatched there.

2 CAIN: Okay. Were you the handling unit on that call?

3 ZAMORA: No, I believe I was the backup unit.

4 CAIN: Okay. Do you -- do you know, approximately, what time that call was
5 dispatched?

6 ZAMORA: Approximately, oh, 0415 hours.

7 CAIN: I'm sorry?

8 ZAMORA: About 4:15 in the morning.

9 CAIN: Okay. And do you remember the nature of the call?

10 ZAMORA: We got it as a, a 459 in progress with a subject still inside the house.

11 CAIN: Oh --

12 ZAMORA: A burglary in progress.

13 CAIN: Do you remember where you responded to?

14 ZAMORA: Uhm, I don't remember exact address but it was on [REDACTED].

15 CAIN: My bad. Do you remember where you responded from?

16 ZAMORA: Uhm, it was on --

17 CAIN: And if you don't recall, that's fine.

18 ZAMORA: I'm trying to remember, I was -- no, I know I was on the other side of
19 town but I just don't remember what street I was on.

20 CAIN: Were you working a one-man car that day?

21 ZAMORA: Yes, I was.

22 CAIN: Okay. And, uh, on the way to that -- was that a Code 3 response?

23 ZAMORA: Yes, it was.

24 CAIN: Okay. At some point in time, did you, uh, uhm, kill your sirens?

1 ZAMORA: Yes, I did.

2 CAIN: Okay, do you remember about where that was?

3 ZAMORA: Uhm, probably about, about a block and a half away from, about a
4 block from the, uh, from the residence.

5 CAIN: Were you the first unit that arrived?

6 ZAMORA: No, I wasn't.

7 CAIN: Okay. And, uh, who was, who, who arrived before you?

8 ZAMORA: Uhm, actually, I think two officers, which was [REDACTED] it was, uh,
9 [REDACTED] and I believe [REDACTED] both got there around the same time.

10 CAIN: Okay. Both of them, solo cars, or one-man cars?

11 ZAMORA: Yes.

12 CAIN: Okay. And when you arrived, what did you hear or observe? Well, let
13 me, let me back it up, I'm, I'm -- my bad, let me back it up one step. Where did you --
14 do you remember where you parked in relationship to the house?

15 ZAMORA: Yes, I parked about, about, I parked one residence down, to the
16 southeast of the residence, 'cause there's a curve right there --

17 CAIN: Correct.

18 ZAMORA: Okay, so I parked, like, maybe about -- one or two residents down,
19 from where I went 97.

20 CAIN: Okay. And you were behind, uh, [REDACTED],
21 [REDACTED]?

22 ZAMORA: Yes, they, they were already outside of their unit, standing in front of
23 the residence.

24 CAIN: Okay. And when, when you arrived, what did you, uh, see or hear?

1 ZAMORA: Well, when I exited, I started to run up towards the residence, 'cause
2 I saw them already coming to the door.

3 CAIN: Them being?

4 ZAMORA: I'm -- the [REDACTED].

5 CAIN: Okay. And -- so you observed them approaching the, the house?

6 ZAMORA: Yes.

7 CAIN: Or the residence? And, uh, what were, what were your observations,
8 what were you hearing?

9 ZAMORA: At the -- when I first exited, I heard nothing until I, until I got to the
10 boundaries of the resident's property, is when I started hearing a, a high pitch scream
11 coming from inside the residence.

12 CAIN: And what was your -- what was your interpretation of that scream?

13 ZAMORA: It sound like somebody was either being killed, murdered, uhm, being
14 hurt.

15 CAIN: So this was just a standard, somebody being loud?

16 ZAMORA: No, no, it was, it was, it was a high pitch scream, come-help-me type
17 scream.

18 CAIN: My bad, I didn't -- I don't know if I worded that right, this was not -- this,
19 this was more than somebody just being --

20 ZAMORA: Yes.

21 CAIN: -- loud --

22 ZAMORA: Yes. Yes.

23 CAIN: -- so you -- is it safe to say that you thought somebody was in peril?

24 ZAMORA: Yes, I, it was -- somebody that was in dire need of help.

1 CAIN: Okay. And based on that, uhm, what did you and your fellow officers do?

2 ZAMORA: I kept app--I ran up to the door where the other two officers were, but
3 I don't remember who opened the door or how it was opened, I just followed what the
4 officers, when we went inside the residence.

5 CAIN: So there's you and two others?

6 ZAMORA: Yes.

7 CAIN: Were you the first, second or third officer in? If you remember.

8 ZAMORA: I may have been, I think, the second officer in.

9 CAIN: Okay. Okay.

10 [REDACTED] I'm sorry, Tim. 'Cause if we're going into the house, I want to stop
11 real quick and clear something else --

12 CAIN: Okay.

13 [REDACTED] -- before we go into the house. Uhm, is that where you're going?

14 CAIN: No, that's fine, go ahead, yeah.

15 [REDACTED]: Okay. Between the time that the call was dispatched, where it was,
16 it was a 459 in progress and the suspect was still in the house --

17 ZAMORA: Yes.

18 [REDACTED]: -- and the time that you arrived, uhm, up to and including before
19 you entered that house, was there any updates coming from, uh, from the dispatcher in
20 regards to, uhm, the sus--

21 CAIN: What was transpiring in the house?

22 ZAMORA: Yes, we, we did get an update --

23 CAIN: I'm sorry, I didn't mean to interrupt you.

24 [REDACTED] That's okay -- no, it's okay.

1 ZAMORA: -- I don't remember how many updates but I know dispatch did
2 update us, saying that the subject was still in the house, I guess they were still, uhm, on
3 the phone with the reporting party, and we got an update saying the subject was still in
4 the house.

5 CAIN: Okay.

6 [REDACTED] Thank you.

7 CAIN: Uhm, anything else that's important prior to entering the house that you
8 need to tell us about? That I --

9 ZAMORA: No.

10 CAIN: Okay. So the three, the three of you -- the three of you enter the house,
11 and, uhm, how are you dressed that day?

12 ZAMORA: I was in full uniform, with a badge and a gun.

13 CAIN: Okay. And we went over this Saturday, or, I'm sorry, Sunday, and, uh,
14 you were in a full cl--what we would call a Class A uniform?

15 ZAMORA: Yes.

16 CAIN: Uhm --

17 ZAMORA: The dark blue.

18 CAIN: -- Sam Browne, shoulder patches, badge --

19 ZAMORA: Yes.

20 CAIN: -- uhm, you looked like a police officer that morning?

21 ZAMORA: Yes. Yes, I did.

22 CAIN: And you, you entered the house, what happened when you entered the
23 house?

24 ZAMORA: Uhm, I did a real quick assessment, once we entered, uh, the lower

1 floor, to make sure there was nobody in the lower floor, or the lower part of the
2 residence.

3 CAIN: And when you say assessment, what do you mean by that?

4 ZAMORA: Quickly looked around as we approached to see if anybody was
5 standing anywhere in the living room area where we coming in through the door.

6 CAIN: Did you see anybody there?

7 ZAMORA: No, we did not.

8 CAIN: How did the, how -- I -- the downstairs, I guess is the -- uh, the living
9 room, dining room area --

10 ZAMORA: Yes.

11 CAIN: -- how did it appear to you?

12 ZAMORA: It was, it was dark, it was dark-lit --

13 CAIN: Okay.

14 ZAMORA: -- uhm, with just the light from the outside illuminating in through the
15 front door.

16 CAIN: And the light from the outside would've been coming from where, if you
17 know?

18 ZAMORA: I believe it was, may have been from the little porch light or the street
19 light that was right there --

20 CAIN: Okay.

21 ZAMORA: -- in that area.

22 CAIN: All right, so you're in the house, you assess the down--the downstairs,
23 uhm, were you aware that this was a two-story, uh, location?

24 ZAMORA: Walking up to it, you could tell that there was a, a top portion, but not

1 knowing at the time if they were connected or not.

2 CAIN: Could you tell where the, the screaming that you heard was coming from?

3 ZAMORA: From outside, no, you could just hear it coming from inside the
4 house.

5 CAIN: Okay, and, uhm, uhm, keep going.

6 ZAMORA: Once inside, uhm, the, the screaming was continuous, you could
7 hear it, uhm, it sounded, you could hear a little bit of some pounding, sounded like, uh,
8 walls pounding or something like that, uhm, but you could tell that the screams were
9 coming from upstairs --

10 CAIN: Okay.

11 ZAMORA: -- and there was a staircase to the -- a stair, some stairs to the right
12 side of the residence once you walk in.

13 CAIN: Did you announce your presence?

14 ZAMORA: I didn't.

15 CAIN: Okay.

16 ZAMORA: I don't remember if somebody did, I didn't.

17 CAIN: Okay. Would there have been a reason that you would've not wanted to
18 announce?

19 ZAMORA: Because of the circumstances of the person screaming, and that we
20 knew there was somebody inside, we, we didn't want -- or I didn't want to give myself a
21 direction or announcing that I was inside the residence.

22 CAIN: Okay. Okay. And, uh, wh--what happened, uh, next?

23 ZAMORA: At that time, I started, I, I, I immediately went towards the stair--to the
24 stairwell, to the bottom on a lower level.

1 CAIN: And what was your intention when you approached the stairs?

2 ZAMORA: To, uh, ascend up the stairway where the, the screamings were
3 coming from.

4 CAIN: Okay. And when you -- when you reached it -- was there anybody in front
5 of you heading towards the stair?

6 ZAMORA: No, I was in front.

7 CAIN: Okay. When you reached the stairs, what, what happened? Walk me
8 slowly through the time you entered the door to the time you went to the stairs.

9 ZAMORA: Okay.

10 CAIN: Remember, this is the example I like to use. You know those Charlie
11 Chaplin movies?

12 ZAMORA: Yes.

13 CAIN: Where you can go frame by frame?

14 ZAMORA: Yes.

15 CAIN: This is Charlie Chaplin movie right now.

16 ZAMORA: Okay.

17 CAIN: Walk me through it frame by frame.

18 ZAMORA: Okay. Uh, once inside the residence, and quickly assessing
19 downstairs, I went to the right, 'cause that's where I was standing amongst the other
20 officers, one officer was to my left, I went towards the stairwell, and that's where I
21 stopped, and at that time --

22 CAIN: Now why did you stop?

23 ZAMORA: Well, I stopped for the other officers were coming behind me to -- we
24 were stacking up on each other --

1 CAIN: Okay.

2 ZAMORA: -- to ascend up the stairwell.

3 CAIN: All right.

4 ZAMORA: So it was just a real quick brief second where we kind of got in
5 formation, and then we started to ascend up the stairs.

6 CAIN: Okay. All right, so what happens as you, uh, walk up the stor--the stairs,
7 again, keeping in mind, this is frame by frame.

8 ZAMORA: Yes. Uh, as soon as I started to go up, the hallway was dark, or up
9 the stairs, uh --

10 CAIN: Describe -- de--describe the stairs as you remember them.

11 ZAMORA: Uh, to my right, it was a solid wall that went all the way up to the, to
12 the top, so I take it that was the end of the house right there.

13 CAIN: So that would've been to your left or right?

14 ZAMORA: To my right. To my right.

15 CAIN: Okay.

16 ZAMORA: To my left, there was another solid wall but hallway up, uhm, it, it
17 stopped, and then there was a rail that went up from there.

18 CAIN: So about midway?

19 ZAMORA: Approximately, yeah, about midway, halfway up.

20 CAIN: What about -- what, what was above you?

21 ZAMORA: Above me was the ceiling where it stopped right at the foot of the, of
22 the first step, so it was the ceiling.

23 CAIN: Oh, so like a little --

24 ZAMORA: Yeah, so, just --

1 CAIN: Like maybe like a continuation of the living room?

2 ZAMORA: Yes.

3 CAIN: Or just -- okay.

4 ZAMORA: Yes, and it stopped.

5 CAIN: Okay. All right, now take -- slow--

6 [REDACTED] Wait, continuation of the living room, are you assuming the living
7 rooms' the (talking over) --

8 CAIN: The same height as the living room --

9 [REDACTED] Okay.

10 CAIN: -- ceiling, is that, is that -- am I right?

11 ZAMORA: Yes. Yes.

12 CAIN: 'Cause I honestly don't remember how it was.

13 ZAMORA: Yes, it was a ceiling.

14 CAIN: Okay. All right, and, and don't, if I'm wrong on something, don't hesitate
15 to correct me. So, so you're at the, you're at the stairs, and you, you are in front, do
16 you remember who's exactly behind you?

17 ZAMORA: I believe it was [REDACTED].

18 CAIN: Okay. And you, was he immediately behind you, offset a little bit, or do
19 you -- if you remember?

20 ZAMORA: I don't remember.

21 CAIN: Okay.

22 ZAMORA: We are close.

23 CAIN: And do you remember where the sergeant was?

24 ZAMORA: I believe he had stacked up behind at that point.

1 CAIN: Okay. All right, so you -- keep going.

2 ZAMORA: So at that point, when I started to ascend up the stairwell because it
3 was dark, there was no lights, uhm, that's when I turned on my light that's at the edge of
4 my, my duty weapon, I had turned my light on as I started to ascend up the stairwell.

5 CAIN: And how do you activate that light?

6 ZAMORA: With my thumb.

7 CAIN: Is it, so it's just -- I never, I never carried one of those.

8 ZAMORA: It's just -- there's a little -- the --a

9 CAIN: All right, so it's a little -- it's thumb-activated?

10 ZAMORA: Yes, it's a little --

11 CAIN: Okay.

12 ZAMORA: -- toggle switch.

13 CAIN: All right. And so you activated the light and that's --

14 ZAMORA: Yes.

15 CAIN: -- uh, if memory serves me right, or, it was a Streamlight attachment?

16 ZAMORA: I believe so.

17 CAIN: Okay. And that -- was it functioning?

18 ZAMORA: Yes, it was.

19 CAIN: Did it illuminate?

20 ZAMORA: Yes, it did.

21 CAIN: Okay, what did it illuminate?

22 ZAMORA: Uhm, directly in front of me, of the stairwell.

23 CAIN: All right, and did that improve your, what you were able to see?

24 ZAMORA: It, it lit up the area--the, the stairwell, yes, it did.

1 CAIN: Okay, and what did you see?

2 ZAMORA: Uhm, approximately, the fourth step up the stairwell, at that point, as I
3 noticed to the left, there was a male subject.

4 CAIN: Okay. This male subject that you see, would he have been on the
5 stairwell itself, at the top of the stairs to your left, I guess he couldn't be to your right,
6 but if he was, tell me --

7 ZAMORA: No.

8 CAIN: -- where, where was he?

9 ZAMORA: He was, he was to my left, closest to where I was ascending up the
10 stairwell.

11 CAIN: So is, is that within the area where you saw the rails?

12 ZAMORA: Well, yeah, well, the rails were to my left --

13 CAIN: Right.

14 ZAMORA: -- and then it as--the, the rails go all the way down to the edge of the
15 steps as you ascend all the way up, so there's a rail right here, and this is the edge of
16 the steps, it goes all the way across to where they stop up on top.

17 CAIN: I'm a little -- I'm a little confused and I --

18 [REDACTED], I think I understand (talking over) --

19 CAIN: I, I -- I can visualize it but let me see if I can explain it. Do that, do that for
20 me once again, and I'm gonna try to explain it because we're on tape right now.

21 ZAMORA: Sure.

22 CAIN: Okay, explain that to me once, once again.

23 ZAMORA: Up to my left --

24 CAIN: Okay.

1 ZAMORA: -- there's a --

2 CAIN: So that would've been on the, uh, north side of the stairs? No, the, uh,
3 the east side of the stairs?

4 ZAMORA: To the right would either -- (INAUDIBLE)?

5 CAIN: Yeah, yeah.

6 ZAMORA: Yeah. To the right was the wall --

7 CAIN: Okay.

8 ZAMORA: -- to the left is the partial wall with the, the rail on top.

9 CAIN: Okay.

10 ZAMORA: So the rail, I believe, starts at the wall, the half--the solid wall, or the
11 half wall, and it goes, it, it extends out to where the stairwell ends at the top of the
12 residence.

13 CAIN: Okay. And where did you see this subject?

14 ZAMORA: And then the subject was closest to the wall where I was ascending,
15 not --

16 [REDACTED] The half wall?

17 ZAMORA: Yes, not at the very end of the stairwell.

18 CAIN: So he wouldn't have been at the top of the stairs?

19 ZAMORA: He was at the top of the stairs to my left but closest to me --

20 CAIN: But --

21 ZAMORA: -- as to at the end.

22 [REDACTED] Right.

23 CAMARILLO: Okay, yeah, so what the -- let me, let me, let me try this Tim--

24 CAIN: You were looking directly at him, he was offset --

1 ZAMORA: Yes.

2 CAIN: -- a little bit?

3 ZAMORA: Oh yes.

4 CAIN: Okay. The -- but he was --

5 ZAMORA: Uhm --

6 CAIN: -- at the top of the steps but he was offset?

7 ZAMORA: Yes.

8 CAIN: But he wasn't on the, the, the, the -- you weren't looking straight up at
9 him?

10 ZAMORA: No, I was not.

11 CAIN: Okay.

12 [REDACTED] He's not directly in front of you as you were ascending the steps
13 going in an upward motion?

14 ZAMORA: No, he wasn't -- yes, no, he wasn't there.

15 CAIN: I just, I just wanted -- where, where I -- where I wanted clarification --

16 ZAMORA: Yes.

17 CAIN: -- I -- if, if I'm taking those first four steps, and I look to my left, he's not
18 directly above you, immediately to your left, or if he's more in front and to your left?

19 ZAMORA: No, not in front, he was more to my left.

20 CAIN: Directly to your left?

21 ZAMORA: Closest to my left, yes. Uhm --

22 CAIN: Well see, then I, then, then it is what I'm thinking, based on what you're
23 telling me.

24 ZAMORA: 'Cause the, the rails extend out.

1 CAIN: Okay. If this is the, though, the solid wall, and this is the --

2 ZAMORA: Yeah.

3 CAIN: -- staircase --

4 ZAMORA: Yes.

5 CAIN: -- and I'm ascending up the steps --

6 ZAMORA: Yes.

7 CAIN: -- would, would he have been where that TV's at or if, would he have
8 been where this panel's at?

9 ZAMORA: Yes, right closest to you right here by this panel.

10 CAIN: So you -- it is what I'm thinking?

11 ZAMORA: Yes.

12 CAIN: So -- so it's immediately above you and to the left --

13 ZAMORA: Yes.

14 CAIN: -- and for the purposes of the tape, what I did was I took a couple of steps
15 and immediately, above my left shoulder, I looked up, and that is the ceiling panel that,
16 uh, Patrick identified.

17 ZAMORA: Yes.

18 CAIN: Does that make sense to everybody?

19 ZAMORA: Yes, sir.

20 CAIN: Okay.

21 ZAMORA: Yes.

22 CAIN: All right, so we -- you look up and you see him, what do you -- what, what
23 is he doing?

24 ZAMORA: He's leaning over the rail, kind of like in a 45-degree angle, leaning

1 over it, with his head facing down in, in my direction, and he's got both hands and arms
2 in front of him, kind of like extended away from his body --

3 CAIN: Let me stop you there. For the purposes of the tape, what Patrick just did
4 was he held out both of his arms in front of you, and, and you, you're, you're, you're
5 sitting at a table so your elbows are on the table, was he using anything to lean on or
6 was his arms extended?

7 ZAMORA: He was leaning over it.

8 CAIN: Okay.

9 ZAMORA: Leaning -- his arms were kind of over past the rail 'cause his body,
10 his upper body, was directly over the rail, leaning.

11 CAIN: So now what Patrick is doing is, is he's almost, arms are extended but
12 now you're pointing down, is that accurate?

13 ZAMORA: Yes, in front of him.

14 CAIN: Okay. And both --

15 [REDACTED] But -- hold on, for the record, the arms are not completely
16 extended, is that correct?

17 ZAMORA: No, no, yes, not -- not like this, but kind of like --

18 CAMARILLO: Bent at the elbows?

19 ZAMORA: Yes, like this in front of him, leaning over like this, in this kind of
20 position.

21 [REDACTED] Do you want to use the chair as an example for --

22 CAIN: Well --

23 [REDACTED] -- a rail?

24 CAIN: -- to me, what you've demonstrated is almost like a classic point-and-

1 shoot shooting stance, is that accurate?

2 ZAMORA: Yes.

3 CAIN: I don't want to put -- but I mean --

4 [REDACTED] Are the -- are the arms extended that far from the elbow?

5 ZAMORA: Not, not directly -- completely locked out, but in a, in a hanging
6 motion, kind of like in this direction like this, his hands were, and he was completely
7 over the rail, he wasn't, he wasn't, uh, on this side, he was on the other side, leaning
8 into the stairwell where we were ascending up.

9 CAIN: So he's leaning over the we--rail --

10 ZAMORA: Yes.

11 CAIN: -- that would've been off to your left, he's, uh, he's bent at the, uh, the
12 waist --

13 ZAMORA: Yes.

14 CAIN: -- uhm, his, uh, elbows are not at a 45-degree angle, what, or a 90-
15 degree angle, but maybe at a -- this would be 180, 90 -- no, maybe it is a 45-degree
16 angle, uhm, at a 45-degree angle, and both hands are together and out in front of him?

17 ZAMORA: Yes, and it, with his, I would say his left shoulder, was kind of cocked
18 a, just slightly, 'cause he was, he was like this, looking down straight at us, in a fixed
19 position.

20 [REDACTED] So did it perceive that the left hand was out extended a little bit
21 more than the right hand?

22 ZAMORA: Yes, like, kind of -- oops. (INAUDIBLE), my bad.

23 ZAMORA: That's all right.

24 ZAMORA: He wasn't fully, like, turned, he was kind of like, like this, in this

1 position like that, leaning over the rail.

2 CAIN: Okay.

3 ZAMORA: But turned in our direction, because there's a wall right here.

4 CAIN: Okay. Uhm, I'm just trying to figure out how I gotta articulate that.

5 [REDACTED] Was the half wall providing him cover?

6 ZAMORA: The half wall up the stairs? He was above me so he, he, he could
7 see me before I could see, as I was ascending up, because of the, of the ceiling that's
8 right here above us, and it's a half wall, and then the rail goes up, so there's a, a wall, I
9 believe because of the house, how it turned, 'cause you couldn't turn to the right, you
10 had to turn to the left, so the rooms were --

11 CAIN: What'd you -- turned to the left where, when you got --?

12 [REDACTED] At the top.

13 ZAMORA: At the top of the st--

14 CAIN: At the top of the stairs? Okay.

15 ZAMORA: Yes.

16 CAMARILLO: So we got -- excuse me, Tim, so because of the extension of the
17 ceiling, at the, if, if you stood -- as you stood at the base of the stairs, you could not
18 see, uh, directly up above you to your left, on the left side of the stairwell?

19 ZAMORA: Yeah, no, so as you come up, you'd have to start ascending --

20 CAMARILLO: You'd have to start --

21 ZAMORA: -- to realize. Yes.

22 CAMARILLO: -- ascending and you said you were approximately at the fourth
23 step --

24 ZAMORA: Yes.

1 CAMARILLO: -- before you can see -- or, at which time you saw him --

2 ZAMORA: Yes.

3 CAMARILLO: -- leaning over the --

4 ZAMORA: Yes.

5 CAMARILLO: -- the railing?

6 CAIN: All right.

7 ZAMORA: Yes.

8 CAIN: You know what, I'm almost to the point, to, trying to, trying -- I usually
9 don't do this, but the way you're articulating it, if everybody's good with it, maybe at the
10 end of this, we'll, we'll snap a picture of how --

11 ZAMORA: Okay.

12 CAIN: -- you think he was standing --

13 ZAMORA: Okay.

14 CAIN: -- does that work for you? All right, remind me when, when we, uhm, get
15 to that point.

16 ZAMORA: Okay.

17 CAIN: Okay. And, uhm, what happened next?

18 ZAMORA: Uhm, when I noticed him, we, I, we were looking, I, I was looking
19 straight at his face, when I, when I saw him, uhm, and I --

20 CAIN: And I apologize, I keep looking out to the left, but I keep worrying that this
21 guy's gonna fall off the roof over there. So that's why I'm -- I'm not being disrespectful,
22 but I'm looking at this guy, this, dude he's like leaning over the side and I'm waiting for
23 him to tumble over. All right, I'm sorry.

24 ZAMORA: No, no, it's all right.

1 CAIN: Okay, okay, keep going.

2 [REDACTED] Okay, wait, so go back to what you -- articulate from the point of
3 when you see him, what did you see.

4 ZAMORA: Okay, uhm, when I noticed he was there, uhm, I, I made eye contact
5 with the male subject.

6 CAIN: And what did he look like? Describe him.

7 ZAMORA: Uh, I just remember short hair, like, kind of shaved or, or just short,
8 to, to his scalp, uhm, looked like he had some facial hair --

9 CAIN: Okay.

10 ZAMORA: -- and kind of thin in the face.

11 CAIN: Uhm, narrow cheekbones?

12 ZAMORA: Yeah.

13 CAIN: Okay.

14 ZAMORA: He has a thin face.

15 CAIN: And, uh, uh, white, black, Hispanic, Asian?

16 ZAMORA: Uhm, he looked light-skinned to me, maybe Hispanic or white.

17 CAIN: Okay. Approximate age?

18 ZAMORA: I thought maybe late 30s, early 40s.

19 CAIN: Okay. Uhm, you said thin face but what about the, the build that you --
20 how much of his body could you see?

21 ZAMORA: You know what, all I could see was maybe from like, maybe like
22 nipple line or, or shoulder area, 'cause at, if, if I'm not mistaken, I think there was some
23 clothes or towels hanging over the little rail or whatever that, the rail, uhm, and he was, I
24 -- he was standing behind some of the clothes and all that that was kind of dra--or

1 something was right there covering, where I couldn't see his body.

2 CAIN: Okay. And do you remember what color shirt he had on?

3 ZAMORA: That I don't remember.

4 CAIN: Okay. Uhm, was he holding anything?

5 ZAMORA: On the rail?

6 CAIN: No, in his hands.

7 ZAMORA: I believed he was holding something, in his position that he was in.

8 CAIN: Okay, could you, could you make out what it was?

9 ZAMORA: I couldn't make out exactly what it was.

10 CAIN: Uhm, based on the, the lighting that you described coming off your, uhm,
11 your, your, your light attachment on your handgun, did it, uh, did anything reflect or, or
12 did anything appear shiny or --?

13 ZAMORA: No, I believe my -- 'cause my light, when I was, it was luminating up
14 towards the stairwell, so what I caught was more like, uhm, like I said, his, his shoulder,
15 nipple line area, 'cause I was ascending up, but I didn't see anything, uh, like, a, a
16 bright reflection coming off, no.

17 CAIN: Okay. Okay, and you, you just -- uh, a couple sentences back you said --

18 ZAMORA: Okay.

19 CAIN: -- that you believed he was holding something.

20 ZAMORA: Yes.

21 CAIN: And what did you, what did you believe he was holding?

22 ZAMORA: I believed he was holding a weapon.

23 CAIN: Okay.

24 ZAMORA: Of some sort.

1 CAIN: And in response to this, in response to your observations, what actions
2 did you take?

3 ZAMORA: At that point, I, I turned more in his direction with my, with my duty
4 weapon.

5 CAIN: So you just kind of demonstrated that you twisted to your --

6 ZAMORA: My left.

7 CAIN: -- your left? Okay. And what did you do?

8 ZAMORA: At that point I, I fired.

9 CAIN: Okay, I'm gonna, I'm gonna go back to my imaginary stairwell right here.
10 Tell me when -- is this how you were positioned?

11 ZAMORA: Yeah, that's my -- except my hand extended in front.

12 CAIN: Tell me when you fired and in, in which direction you were pointing.

13 ZAMORA: To your left.

14 CAIN: So --

15 ZAMORA: Upward. Yes.

16 CAIN: All right, so right now I'm standing, twisted to my left --

17 ZAMORA: Yes.

18 CAIN: -- and I'm pointing upwards, uhm, my arms are extended, is that
19 accurate?

20 ZAMORA: Yes.

21 CAIN: Okay. And -- you, you fired at the, at the subject, do you know if you hit
22 him?

23 ZAMORA: No, I didn't, no.

24 CAIN: How many, how many rounds do you think you fired, and what were you

1 doing as you were firing?

2 ZAMORA: I shot --

3 CAIN: Remember, take me Charlie Chaplin style --

4 ZAMORA: Yes.

5 CAIN: -- take me frame by frame.

6 ZAMORA: I, uh, as soon as I turned, I fired two rounds.

7 CAIN: So you, when you turn to your left you fired two rounds --

8 ZAMORA: Yes.

9 CAIN: -- and those were --?

10 ZAMORA: In, pointed in his direction.

11 CAIN: And then which would've been more to your left and right above you?

12 ZAMORA: To my left -- to my left, above me, yes.

13 CAIN: Okay. And, uhm, continue.

14 ZAMORA: Uhm --

15 CAIN: What did he do in response to you firing? If you know.

16 ZAMORA: That, I, I don't -- from what I remember, it looked like he kind of
17 leaned more into me, when, when I had fired.

18 CAIN: And for the purposes of the tape, Patrick just leaned more to -- you know,
19 using his upper body, as if he was hanging more over the rail?

20 ZAMORA: Yes.

21 CAIN: Oh --

22 ZAMORA: Leaning more into my direction.

23 CAIN: Okay. Uhm, in which direction were you moving? Were you moving up
24 the stairs or down the stairs or did you stay put?

1 ZAMORA: I don't, I don't re--I, I believe I -- at that point, when I turned, is when
2 I, I fired and I think I stopped right there on that fourth, on that fourth step, is when I
3 stopped.

4 CAIN: Okay.

5 ZAMORA: Fourth or fifth step.

6 CAIN: All right. Continue.

7 [REDACTED] What he did next?

8 CAIN: Yes.

9 ZAMORA: Uhm, at that point, I, I started to step backwards down the stairwell.

10 CAIN: Okay. Were you -- were you still firing or --?

11 ZAMORA: Well, when I stepped back, I lost my footing, and I fell backwards
12 from the, from the fourth or fifth step, I fell backwards.

13 CAIN: Okay. How, how many rounds do you think you fired?

14 ZAMORA: I fired approximately seven rounds.

15 CAIN: And --

16 ZAMORA: Six, seven rounds.

17 CAIN: -- you, you, you described that two-burst there earlier, with -- uh, where
18 did you fire the other four or five?

19 ZAMORA: In, in his direction.

20 CAIN: Okay. Which would've been up and to your left?

21 ZAMORA: Yes.

22 CAIN: Okay. Uhm, or did he move down towards -- do you know which direction
23 he moved up top?

24 ZAMORA: No, I don't -- he didn't move -- I, I didn't see when he went back, I

1 don't know exactly what direction he went into.

2 CAIN: Okay.

3 [REDACTED] So you're -- the rounds, additional rounds you were firing were in
4 the direction that you last saw him?

5 ZAMORA: Yes.

6 [REDACTED] In the position you last saw him?

7 ZAMORA: Yes.

8 CAIN: Okay.

9 ZAMORA: The first two rounds, yes, and then I was falling backwards.

10 CAMARILLO: So as you're falling backwards, are you -- you're still shooting?

11 ZAMORA: I believe so, yes, as I'm falling, and then I'm, I'm keeping fixed, where
12 I had seen him, believing he was shooting back at me 'cause I could hear the rounds
13 going off.

14 CAIN: Okay, so, so you thought he was shooting back at you based on the, the,
15 the rounds being fired?

16 ZAMORA: Yes.

17 CAIN: But the other -- you, your, your first two at him --

18 ZAMORA: Yes.

19 CAIN: -- the next four, were they at him or in his general direction?

20 ZAMORA: Th--I think at that point, when I was falling, I, I was losing visual of
21 him, and then that's when he hit the floor, so, but I was still firing in the direction where
22 he was either gonna pop up or come around and continue to keep firing at me when I
23 landed --

24 CAIN: Okay.

1 ZAMORA: -- at the bottom of the stairwell.

2 CAIN: Okay.

3 [REDACTED] Let's take a quick break so I can ask him something. Off tape --

4 ZAMORA: Okay.

5 CAIN: All right, uh, we're gonna -- we're gonna -- Counsel wants to talk to her
6 client, it's, uh, 10:56.

7 (AUDIO "16.00116.31 OFF ZAMORA 1" ENDS). (ZAMORA 2 STARTS).

8 CAIN: Okay, I hope this thing's working. We're back on at 11:04. Uhm, Patrick,
9 along with his counsel, uh, took a break, his counsel was, since this is her building, she
10 knew of a stairwell, she took her client to a stairwell and then she brought us to that
11 stairwell to show us, uhm --, it's kind of reversed of what it would've been in the, in the
12 actual location, uhm, and she kind of went over what, what you were trying to describe,
13 uh, to her, so --

14 ZAMORA: Yes.

15 CAIN: -- uhm, did that help in the clarifying it?

16 [REDACTED] Yes, I think it did. So --

17 CAIN: Okay.

18 [REDACTED] -- in the last question that you asked before we took a break, you
19 were asking, uhm, the first two rounds were fired at the, at the subject, and then you
20 started losing footing and started falling backwards --

21 ZAMORA: Yes.

22 [REDACTED] -- the next rounds were fired at what?

23 ZAMORA: At the, at the suspect -- at the subject, uh, in, in his direction where I
24 had seen him leaning over the rail.

1 CAIN: Okay. Uhm, was it Code 4 yet?

2 ZAMORA: What -- during that time? No, it wasn't.

3 CAIN: Okay. Uhm -- okay. Uhm, and how many steps up do you think you
4 were?

5 ZAMORA: Approximately the fourth step.

6 CAIN: Okay, how did you navi--did you turn around and walk forward or did you
7 walk backwards or how did you get down those stairs?

8 ZAMORA: Uh, I eventually fell off the stairs, landing on my back.

9 CAIN: Explain how that happened.

10 ZAMORA: Uh, when I stepped backwards, I believe I lost my footing.

11 CAIN: How many steps did you think you took back?

12 ZAMORA: Maybe that first step. I didn't, I didn't walk, I, I fell backwards.

13 CAIN: Okay.

14 [REDACTED] Down the stairs?

15 ZAMORA: Yes.

16 CAIN: How many -- I'm, I'm not laughing, I'm -- I'm -- well, okay, I guess I kind of
17 am, but I'm just thinking how I would've handled that, I would've probably killed myself,
18 but if you -- how many steps do you think you actually made it before you lost your
19 footing?

20 ZAMORA: I'd say maybe that one step behind.

21 CAIN: And when you fell backwards, uh, where did you land?

22 ZAMORA: I landed on the floor at the bottom of the stairs.

23 CAIN: Did you land on your butt, your back, your --?

24 ZAMORA: I fell all -- on my back.

1 CAIN: Did you hurt yourself?

2 ZAMORA: My lower back.

3 CAIN: And did you get treated for that?

4 ZAMORA: Uh, they, they checked me out there on scene. Uh --

5 CAIN: Okay.

6 ZAMORA: -- the Fire Department did.

7 CAIN: Okay. And that's not our role but did you take care of it, uh, uhm, with
8 your department --

9 ZAMORA: Yes.

10 CAIN: -- that --

11 ZAMORA: Yes, sir.

12 CAIN: -- did you tell them you were injured? Okay.

13 ZAMORA: Yes, they know.

14 CAIN: And once you landed on the, uh, the, on your back, what did you do?

15 ZAMORA: Uhm, I remember looking up the stairwell, uhm, thinking maybe he
16 might run around at the base, or at the top of the stairwell. At that time, uhm, I don't
17 remember how I got off to the side but I went to my left to get cover behind the wall.

18 CAIN: And when you say the top of the stairwell, are you talking about the area
19 directly in front of you?

20 ZAMORA: Straight, straight in front of me, yes.

21 CAIN: And so I'm sorry, you took a position where?

22 ZAMORA: Uhm, I, I went to my left, and then I stood, I took a position right
23 behind the wall, the solid wall, that ascends up the stairwell.

24 CAIN: Uhm, so the, you would've been under, uh, with cover?

1 ZAMORA: Yes, yes.

2 CAIN: Okay.

3 ZAMORA: I was now on the, on the lower level, behind the solid wall, uh, looking
4 up the stairwell.

5 CAIN: There was -- you and two other officers in, inside of that house?

6 ZAMORA: Yes.

7 CAIN: Were any, did any of them, who -- who else was behind you when you
8 went down the stairs, if you remember?

9 ZAMORA: I believe it was [REDACTED].

10 CAIN: Did he fall as well? Or did you help him fall?

11 ZAMORA: No, I, I don't remember --

12 CAIN: Or did he make it down?

13 ZAMORA: -- I don't remember, I just remember falling, and then just getting off
14 to the side, and then the other officers were already taking cover.

15 CAIN: Okay. So, so you were the only one that, to your knowledge, that fell?

16 ZAMORA: Yes.

17 CAIN: Okay. And based on what you're telling me, you, you maintained a
18 position to watch the, the stairs --

19 ZAMORA: Yes.

20 CAIN: -- is that accurate?

21 ZAMORA: Yes.

22 CAIN: Okay. And what happened next?

23 ZAMORA: Uhm, I remember [REDACTED], uh, covering the back
24 door area, and [REDACTED] was still in the middle of the, of the house, watching our

1 backs towards the door, and then I still kept covering up the stairwell.

2 CAIN: Okay. And, uh, do you remember, were you, were you communicating on
3 the radio yourself?

4 ZAMORA: Uhm, I believe I did a little bit, and we were, and I was
5 communicating with, uh, [REDACTED] on what I was seeing, and he was at that time,
6 uh, coordinating, uh, other resources and getting, uh, the [REDACTED] and, uh, uh, the helicopter
7 and other agencies to respond to help contain the outside of the residence.

8 CAIN: Okay. And at some point in time, were you re -- I know there's, I know a
9 lot of resources start coming but I, I need you to explain to them what, what resources,
10 or explain to us what resources are coming and how they got there.

11 ZAMORA: Uhm -- when I, when I took my position, the, the screams continued
12 upstairs.

13 CAIN: Okay.

14 ZAMORA: The, the screams kept going on, you could hear, uh, some, it
15 sounded like some walls, either pounding or somebody rolling on the floor, that, that
16 continued, after --

17 CAIN: Well, let's --

18 CAMARILLO: After, after the shots were fired, it continued?

19 ZAMORA: Yes.

20 CAIN: Let's --

21 CAMARILLO: Thank you.

22 CAIN: -- let's, let's split that then.

23 ZAMORA: Okay.

24 CAIN: Who was, who was screaming?

1 ZAMORA: A female was screaming from upstairs.

2 CAIN: Did it sound like one female, multiple females?

3 ZAMORA: Uhm --

4 CAIN: If you know. If you can tell.

5 ZAMORA: It, it -- I, I couldn't tell, it just, it was this long continuous screaming
6 that was going on upstairs.

7 CAIN: What were they yelling?

8 ZAMORA: I don't think they were yelling out words, they were just screaming
9 out, like they were being attacked.

10 CAIN: Kind of out of sequence but when you first approached the house, when
11 all this whole incident started, do you, I don't think I asked you if you remembered what
12 they were screaming then, could you tell what they were screaming?

13 ZAMORA: No, I think it was just this high-pitched scream.

14 CAIN: Okay. All right, now let's go back to your, you said, now the continuing --

15 ZAMORA: Yes.

16 CAIN: -- the -- when you're after this, you're back, you're posted at the base of
17 the stairs, or the bottom of the stairs, you continue to hear at least one woman
18 screaming, and you hear what sounds like rolling around. What -- describe the rolling
19 around.

20 ZAMORA: It sounded like, like pounding of a wall or on the floor, or like
21 somebody rolling around, like, trying to, or like they were fighting upstairs, uh, you could
22 hear some banging, and the, and the screams just, were just continuous.

23 CAIN: Could you hear a male voice?

24 ZAMORA: No.

1 CAIN: Okay.

2 ZAMORA: No.

3 CAIN: And in relationship to the house, could you tell where the rolling around,
4 what was -- was occurring at? Was it immediately above you? Was it to your south,
5 was it to your north?

6 ZAMORA: No, I, we could hear it, uh, uhm, well, I could hear it above me, uhm -
7 -

8 CAIN: And you're pointing up right now.

9 ZAMORA: Upward, yes, above me.

10 CAIN: Okay.

11 ZAMORA: So, once you ascend up, I, I could hear it (INAUDIBLE) -- right above
12 me, where I was taking a position, that's where I could hear it.

13 CAIN: Okay. And how about the screaming, where was that coming from?

14 ZAMORA: It was coming from upstairs, above me.

15 CAIN: And you pointed, you just used your index finger to point above you?

16 ZAMORA: Yes.

17 CAIN: Uhm, and what actions did you and your partners take in response to
18 that?

19 ZAMORA: I stayed there in that position, still trying to look up the stairwell, to
20 see if I could see anything, uhm, I started yelling out to the victim, uhm, trying to see
21 how many people were upstairs or where he was at.

22 CAIN: What were you yelling?

23 ZAMORA: I, I kept asking, I think I asked her, uhm, where's he at, and I
24 remember she replied back by saying, he's getting in my room, and then at one point,

1 she was saying, I believe, he was in her room, so I just kept trying to find out where he
2 was at --

3 CAIN: Had you ever been to that house before?

4 ZAMORA: No, I have not.

5 CAIN: Did you know what room was hers?

6 ZAMORA: No, I didn't.

7 CAIN: Uhm, her voice, if you can answer this, did she sound young, did she
8 sound old, did she sound middle-aged, did she sound, uhm, how did she sound?

9 ZAMORA: Maybe young to middle aged.

10 CAIN: Okay. Was she speaking in clear English?

11 ZAMORA: Yeah, she was.

12 CAIN: Okay. Uh, was there any accents at, associated with it, if you know?

13 ZAMORA: Not that I could tell, no.

14 CAIN: Okay. Uhm, all right, uh, so you're yelling instructions to her --

15 ZAMORA: Yes.

16 CAIN: -- or you're yelling questions to her, you're getting a response --

17 ZAMORA: Yes.

18 CAIN: -- okay, and now what actions did you take?

19 ZAMORA: And then I remember at one point, as I was trying to still
20 communicate with her, at no time did any male subject ever speak up, uhm, when I was
21 asking her where he was at, uhm, at one point, she had said, 'cause at, aft, after a
22 while, behind me, I could hear her screaming so I believed either she was screaming
23 out of a window or a balcony area, but you could still hear some of the thumping in the
24 front, and then she started yelling out, saying, I think she was saying something along

1 the lines of, my mom's holding the door, or something like that, like, she was holding it,
2 and then she was communicating out the window to the officers that were coming --

3 CAIN: And you're pointing behind you, so --

4 ZAMORA: Yes, behind me --

5 CAIN: -- uhm --

6 ZAMORA: -- outside the residence, the way we came in.

7 CAIN: Okay.

8 ZAMORA: So directly bel--

9 CAIN: Had other officers arrived at this point?

10 ZAMORA: By that time, other officers were, were showing up.

11 CAIN: Had, and how were you aware of that?

12 ZAMORA: Uhm, because I think I told our dispatch, 'cause you could hear the
13 sirens coming, and I think I asked our dispatch, to see if everybody could turn over to
14 our channel, so we could all communicate on one channel, and radio traffic started
15 coming in, asking, where do you want me to set up.

16 CAIN: Okay. And -- did you ever yell at him, the suspect?

17 ZAMORA: I don't think I did, I think I was just trying to communicate more with,
18 uh, with the victim, trying to, to help her out, to let her know we were in the house, uhm,
19 trying to make her feel somewhat, uh, I don't want to say safe, but just letting her know
20 that we were in the house and I was trying to get a fix --

21 CAIN: You're still there?

22 ZAMORA: -- on where the, the male subject was at, either if I had hit him and he
23 was laying on the floor or was there another person, 'cause we didn't know how man--
24 exactly how many people were in the house at that time, so we didn't know that there

1 was another subject in the room with her, along with the one on the stairwell.

2 CAIN: Okay. Did you ask, did you ask her how many people, other than --?

3 ZAMORA: I think I did --

4 CAIN: Okay.

5 ZAMORA: -- ask her if she sees anybody else.

6 CAIN: Okay. And continue.

7 ZAMORA: Uhm, at that time, that's when we were, I was communicating with my
8 sergeant, letting him know where I was at, or what I was seeing, uhm, we knew that
9 they were bringing some dogs, uh, on scene, but because we had the guy upstairs, not
10 knowing where the victims were at, uh, we decided to, uh, get a ladder and put it to the
11 balcony, 'cause by that time, the officers that were coming on scene, they were
12 communicating with the victim, I guess up on the balcony or the window.

13 CAIN: When you say "we," who are you referring to?

14 ZAMORA: I'm, I'm sorry, what --?

15 CAIN: When you used the pronoun "we" --

16 ZAMORA: Oh, we, oh, I'm sorry --

17 CAIN: -- who are you referring to?

18 ZAMORA: -- me and the other officers that were --

19 CAIN: Okay.

20 ZAMORA: -- well, inside, uh, inside the residence still.

21 CAIN: Yeah.

22 ZAMORA: It was just still the three of us.

23 CAIN: All right, and then so you, so the, so you and your, the -- other fellows,

24 uh, South Pas officers, uhm, South Pasadena officers, uh, coordinate an effort to get a

1 ladder, is that accurate?

2 ZAMORA: Yes.

3 CAIN: Okay. And what happened?

4 ZAMORA: And then I don't know what tactics or how they did it but I know a
5 ladder did show up, because I heard one of the officers communicating with the, the
6 victims, saying, we're gonna take you down the ladder.

7 CAIN: Do you know where that officer was from?

8 ZAMORA: No, I don't, I don't know where, which officer that was.

9 CAIN: Okay. All right, and continue.

10 ZAMORA: So then once, I think they told us over the radio or some, somehow,
11 that we knew the, the victims were out of the house, so at that time, my sergeant, well, I
12 was telling my sergeant, try, to try to get a dog inside the residence, so we could send
13 him up if we could, if it was safe to send a dog upstairs, to, where the, the suspect was
14 at.

15 CAIN: And when you're, when you're asking your sergeant this, this is like you
16 and I speaking or were you doing it over the radio?

17 ZAMORA: No, he was within speaking distance --

18 CAIN: So --

19 ZAMORA: -- 'cause we were all on the lower level, but he was, he was covering
20 the back door, and he was communicating with all the surrounding agencies that were
21 responding, plus the, uh, I think, uh, Pasadena's helicopter was up, so he --

22 CAIN: So --

23 ZAMORA: -- he was communicating with them.

24 CAIN: So you were just talking to him like we're talking now and he --

1 ZAMORA: Yeah.

2 CAIN: -- was communicating via the radio?

3 ZAMORA: Yes, yes.

4 CAIN: Okay. And then what happened?

5 ZAMORA: And then at that point, uhm, two, we, I think he requested two other
6 officers to come in with us, and I don't, I, they may have been Alhambra Police officers,
7 but once they were inside, we kind of gave them a real brief, uh, uh, uh, regarding the
8 incident, and, uh, I remember one of the officers looked at me, and he goes, he goes,
9 so you're the shooter? And I said, yes, he goes, okay, he go--'cause my, at that time,
10 my, my sergeant was trying to get back to the command post area, to start directing,
11 'cause he was inside, and one of the officers just said, it's okay, we got it covered, you
12 go ahead and take off with your, with your sergeant, and then that's when I left and then
13 they stayed posted up inside.

14 CAIN: So you were relieved from your spot on the stairs?

15 ZAMORA: Yes, I was.

16 CAIN: And you think it's Alhambra but you're not sure?

17 ZAMORA: Yeah, I think it, it may have been Alhambra, 'cause I know -- uhm, I
18 remember hearing, I don't remember if it was on the radio or somebody saying it, but
19 Alhambra--Alhambra PD I think was the first one on scene with us.

20 CAIN: And I'm gonna apologize for asking you a question out of sequence, but I
21 forgot to ask this, after you fired your weapon, at some point did you do a, uh, a reload?

22 ZAMORA: Yes, I did.

23 CAIN: And when do you remember doing that?

24 ZAMORA: Uhm, once I took cover, I was standing there, and then that's when I

1 did a reload.

2 CAIN: Did you do that on your own or were you following instructions from
3 somebody?

4 ZAMORA: I think my sergeant may have said, uhm, change out your magazine,
5 I think he's the one who said that.

6 CAIN: Okay. And I'm sorry, when, at what point in time was that, that you did
7 that?

8 ZAMORA: Maybe, like, just shortly after I had taken cover behind the, the wall --

9 CAIN: Okay.

10 ZAMORA: -- is when I changed out my mags.

11 CAIN: Okay. And then when you say changed out, you replaced one from --?

12 ZAMORA: Oh -- from my pouch on my right side, I removed that, well, I took out
13 the, the magazine that was inside my gun, I took that one out and replaced it with a, a
14 full magazine that I had in my pouch on my right side.

15 CAIN: Okay. Okay. And then, sorry for the out of sequence, so you get
16 relieved, uhm, by another agency --

17 ZAMORA: Yes.

18 CAIN: -- not South Pasadena, and where do you go to after that?

19 ZAMORA: And then I got inside [REDACTED], uh, police vehicle, mine
20 stayed on scene, I got in his, and then we went to the parking lot at the, at Big Lots,
21 where they were setting up a command post.

22 CAIN: Okay. Prior to being relieved from your post, at the, or for your position at
23 the, the base of the stairs, uhm, and, and leaving the location, did you hear any
24 additional, uhm, rounds?

1 ZAMORA: Yes.

2 CAIN: About, about what time in this event do you remember that?

3 ZAMORA: Oh, I would say maybe from the time, from I got there, to the end,
4 maybe somewhere in the middle of the whole incident, once other, uh, agencies were
5 showing up, 'cause I think the, the victim kept running out, like, again, I think it was
6 either a balcony or a window, you could hear her screaming from like outside, out to
7 them, and then she would run back inside, I, I believe she was running 'cause you could
8 hear her kind of like going up above us, and --

9 CAIN: Okay.

10 ZAMORA: -- in the ceiling.

11 CAIN: Do you, did you hear anything preceding the shot, before the shot?

12 ZAMORA: I don't remember --

13 CAIN: Okay.

14 ZAMORA: -- I just remember hearing the shots and then we asked who, who's
15 firing.

16 CAIN: Did you hear anything -- let me, let me ask, did you hear anything after
17 the shot, if you remember?

18 ZAMORA: No, I don't think I heard anything afterwards.

19 CAIN: Okay. And then do you know who asked who was firing, was that you or
20 is that the --?

21 ZAMORA: I, I think --

22 CAIN: Or --

23 ZAMORA: -- I think I asked [REDACTED] to stand where I was at, and I, I went to the
24 door, uhm, to make sure that we weren't getting in any kind of crossfire, 'cause we were

1 on the lower levels --

2 CAIN: Okay.

3 ZAMORA: -- and I wasn't quite sure where all the other officers were set up
4 outside, and from where I was standing, I was standing directly in front of a window, so
5 I, I just wanted to make sure that no shots came at a lower level, so I went to the door, I
6 remember yelling out to somebody, who's shooting, and if I'm not mistaken, somebody
7 said, he's, or, or they're above you, but they didn't say who was above us, they just
8 said, someone who's above you, so I kind of stayed in the door, and then I think the
9 officer, when we asked again, or somebody asked, who's shooting, that's when I think
10 he said, I was, or I did, or something like that.

11 CAIN: Did you see who that was?

12 ZAMORA: No, I did not.

13 CAIN: And you, and the -- when you said, "They were above you," we were, are
14 you referring to victims or suspects or --?

15 ZAMORA: You know, they just said, they're above you, that's, I think that's how
16 they said it to us, so I'm not quite sure, they didn't say a female or a male, it was just,
17 you know, they're above you, that's, that's all I heard, or something like that.

18 CAIN: Were you -- were you able to see the victims being removed from the
19 location?

20 ZAMORA: No, 'cause we were, like I said, I went back to my position and I just
21 kept my eyes up that stairwell.

22 CAIN: Before you went to the Big Lots parking lot, had they been removed from
23 the location?

24 ZAMORA: Yeah, 'cause when I, when I was coming out, uhm, I saw two females

1 talking to an officer behind a patrol car, and I think they were just getting some more
2 information, 'cause shortly after that, once I got to Big Lots, they showed up, too, in a
3 patrol car.

4 CAIN: So you didn't actually see them going down the ladder?

5 ZAMORA: No, I did not.

6 CAIN: Okay.

7 CAMARILLO: I have something.

8 CAIN: Okay.

9 CAMARILLO: While we're on this topic, just so I'm clear, so to the best of your
10 recollection, when the single round was fired from an unknown officer out front, the
11 victims, the, the females were still somewhere in the residence?

12 ZAMORA: I believe so, yes.

13 CAMARILLO: Yes? Okay. To the best of your recollection?

14 ZAMORA: Yes.

15 CAMARILLO: Okay. Uhm, I, I have some questions going back. And I know we
16 touched on it, we talked about it a little bit, and in regards to the, uh, positioning of the
17 suspect over the, uh, over the railing --

18 ZAMORA: Uh-huh (AFFIRMATIVE).

19 CAMARILLO: -- and, uh, specifically, too, you had your hands kind of together --

20 ZAMORA: Yes.

21 CAMARILLO: -- and, and your elbows kind of bent at a four--at a 45-degree
22 angle. Does this positioning resemble anything to you? What, what do you identify this
23 type of positioning as?

24 ZAMORA: Well, that --

1 [REDACTED] And this meaning what he described on the record earlier?

2 CAMARILLO: Yes.

3 ZAMORA: Yeah, uhm, as, as, as a threat.

4 CAMARILLO: How so?

5 ZAMORA: Well, walking into an ambush, like if a threat, like, if -- that's someone
6 that's taking a position to, to fire.

7 CAIN: And, and for the purposes of the tape, uh, Detective Cam--Camarillo held
8 his, uhm, arms out in front of him, about, uh, uhm, chest-level, bent at about a, at the
9 elbow about 45-degrees, and his hands together.

10 CAMARILLO: Yes.

11 CAIN: Uhm, based on you -- I think if, uh, I don't want to -- think of what
12 Detective Camarillo, what I think you're trying to ask, but is, based on your training
13 experience, what does this look like to you?

14 ZAMORA: Someone taking a position to shoot.

15 [REDACTED] I don't think it's clear yet on the record. What was going through
16 your mind when you saw the suspect, uh, subject as you identified him, at the top of the
17 railing, in the position you described, what was going through your mind?

18 ZAMORA: Well, at that point, I, I believed that I was being fired upon, and I was
19 in fear of my, my life, and the safety of the other two officers that were behind me, as
20 well as the female subjects up, up, above us.

21 CAMARILLO: Okay, because that was actually -- thank you, [REDACTED]

22 [REDACTED] I'm sorry.

23 CAMARILLO: -- 'cause that was actually my next question. Uhm, okay, so that,
24 and that all transpired in the, in, and that, those are the thoughts and feelings that you

1 perceived the threats that you perceived prior to firing --

2 ZAMORA: Yes.

3 CAMARILLO: -- your weapon? Okay. That's it.

4 CAIN: You know, we keep, we keep, uhm, having you describe it, and I said
5 earlier, I usually don't like taking pictures, but I mean, on, on this particular case, if
6 you're okay with us taking a picture, and your counsel's okay with us taking a picture,
7 do you mind if, uh, we take a picture of how you were describing this, uh, positioning
8 over the rails?

9 [REDACTED] I have no objection.

10 CAIN: You want to do it, Dean, or you want me to do it?

11 CAMARILLO: Either way.

12 CAIN: So --

13 CAMARILLO: It --

14 CAIN: I trust your ability better than mine.

15 [REDACTED] Do you want to relocate or you want to do it in here?

16 CAIN: He's the techie one of the two of us. Nah, this is the table, since we've
17 been using the table, we might as well just keep it right here.

18 [REDACTED] Okay.

19 CAIN: Okay, go ahead and demonstrate how you were describing earlier how
20 the, when you first observed the suspect, and how he was, uh, positioned as, I don't
21 want to put words in -- I don't want to, I don't want to articulate for you. How was he
22 when he, how -- what was the suspect doing when you first observed him near the rail?

23 ZAMORA: Do you want me to use the table or the chair, which would --?

24 CAIN: Whatever works best for you. You used the table earlier --

1 ZAMORA: Okay.

2 CAIN: -- so, uhm, that's how I was describing it then --

3 ZAMORA: Okay, this is the rail --

4 CAIN: Okay.

5 ZAMORA: -- kind of like --

6 CAIN: Are you on video (talking over) --?

7 CAMARILLO: No, I was just gonna ask, 'cause we, we asked to take a

8 photograph, so --

9 [REDACTED] Right.

10 CAMARILLO: -- a photograph's a lot different --

11 [REDACTED] Can we do it --

12 CAIN: Let's (talking over).

13 CAMARILLO: -- I, I haven't done anything.

14 CAIN: Yeah, let's do a photo.

15 CAMARILLO: So --

16 CAIN: Let's just, let's just do a photo, so position --

17 CAMARILLO: Okay.

18 CAIN: -- yourself --

19 CAMARILLO: Kind of like --

20 [REDACTED] It's probably easier over the chair.

21 CAIN: Yeah, let's do it over the chair.

22 CAMARILLO: Put this --

23 [REDACTED] Sorry, I guess you can't do it the way I am, sorry.

24 ZAMORA: It was a little bit taller but --

1 [REDACTED] You squish down like you're --

2 ZAMORA: Yeah.

3 [REDACTED] -- that's the rail.

4 ZAMORA: Kind of like this.

5 [REDACTED] And can you see the --

6 CAIN: Don't hurt yourself.

7 [REDACTED] -- can you see the rail?

8 CAIN: Okay.

9 ZAMORA: In a position like this.

10 CAMARILLO: Okay, just hold that for one second.

11 [REDACTED] Look, look where the --

12 CAIN: Look out --

13 [REDACTED] -- suspect's looking --

14 CAIN: -- look --

15 ZAMORA: Oh.

16 CAIN: -- you -- put your head as the suspect head was.

17 ZAMORA: Like this.

18 [REDACTED] Does that work?

19 *(Taking pictures).*

20 CAIN: Want to stand up and do it?

21 CAMARILLO: Well, no, it's not about -- because --

22 CAIN: Or is it the glare?

23 [REDACTED] It's too dark in here.

24 CAMARILLO: It, it's --

1 [REDACTED] It's gonna be dark.

2 CAMARILLO: -- it's a little -- it's just the lighting --

3 CAIN: Can you, uh, kill the curtains there? Close the curtains.

4 CAMARILLO: Oh. Uh --

5 [REDACTED] Worse?

6 CAMARILLO: I think that, that's, I think that's gonna work right there. (Taking
7 pictures). Yeah. I can see it here.

8 CAIN: All right.

9 CAMARILLO: Good.

10 CAIN: You look uncomfortable.

11 ZAMORA: Yeah, I -- yeah.

12 CAMARILLO: Yeah, that's good.

13 ZAMORA: I'm feeling --

14 CAIN: All right, thanks. And before we leave, let's take a picture of those stairs,
15 too. Uhm, I think we asked this Sunday, so, but I just want to make 100 percent clear.
16 You, at that, when, at the time of this incident, you did not have a, uh, did you have a
17 body cam?

18 ZAMORA: No, I did not.

19 CAIN: Did you have a, uh, a car cam?

20 ZAMORA: No, I don't.

21 CAIN: Okay. Anything?

22 CAMARILLO: No. Uhm, I asked one follow up, [REDACTED] asked my other follow up -

23 -

24 [REDACTED] Sorry.

1 CAMARILLO: -- you -- it's o--no, it's okay, we're on the record, we got it, we're
2 clear. Uh -- that -- fire -- female is inside, we already discussed the other shot -- yeah,
3 I'm good.

4 CAIN: Is there --

5 [REDACTED] Well --

6 CAIN: -- anything that we haven't asked that you think is important that we
7 haven't asked? Okay.

8 ZAMORA: No.

9 [REDACTED] Why don't we take a quick break before we relocate, to the --

10 CAIN: To the --

11 [REDACTED] -- for the, for you can take the photo.

12 CAMARILLO: Okay.

13 CAIN: Okay. All right, if, if you have nothing further, Patrick, we're gonna end at,
14 uh, 1129 hours.

15 (AUDIO "16.00116.31 OFF ZAMORA 2" ENDS). (ZAMORA 3 STARTS).

16 CAMARILLO: Back on.

17 CAIN: We're back on, and it's now, uh, 1130 hours, and while we were wrapping
18 up here, uhm, your, your, your counsel made it aware to us that during this incident, you
19 had actually thought something had happened to you, what was that?

20 ZAMORA: Uhm, actually, I, I believe, well, I thought I had been shot, 'cause
21 when I hit the ground, I felt this pain go through my body, 'cause I fell on my back, and
22 my lower back on the stairs or somewhere, and when I hit the ground, I just felt this pain
23 go through my body, so at that point, I thought, I've been shot, and I kept shooting back
24 up.

1 CAIN: Did somebody, did one of your colleagues ask if you had been shot?

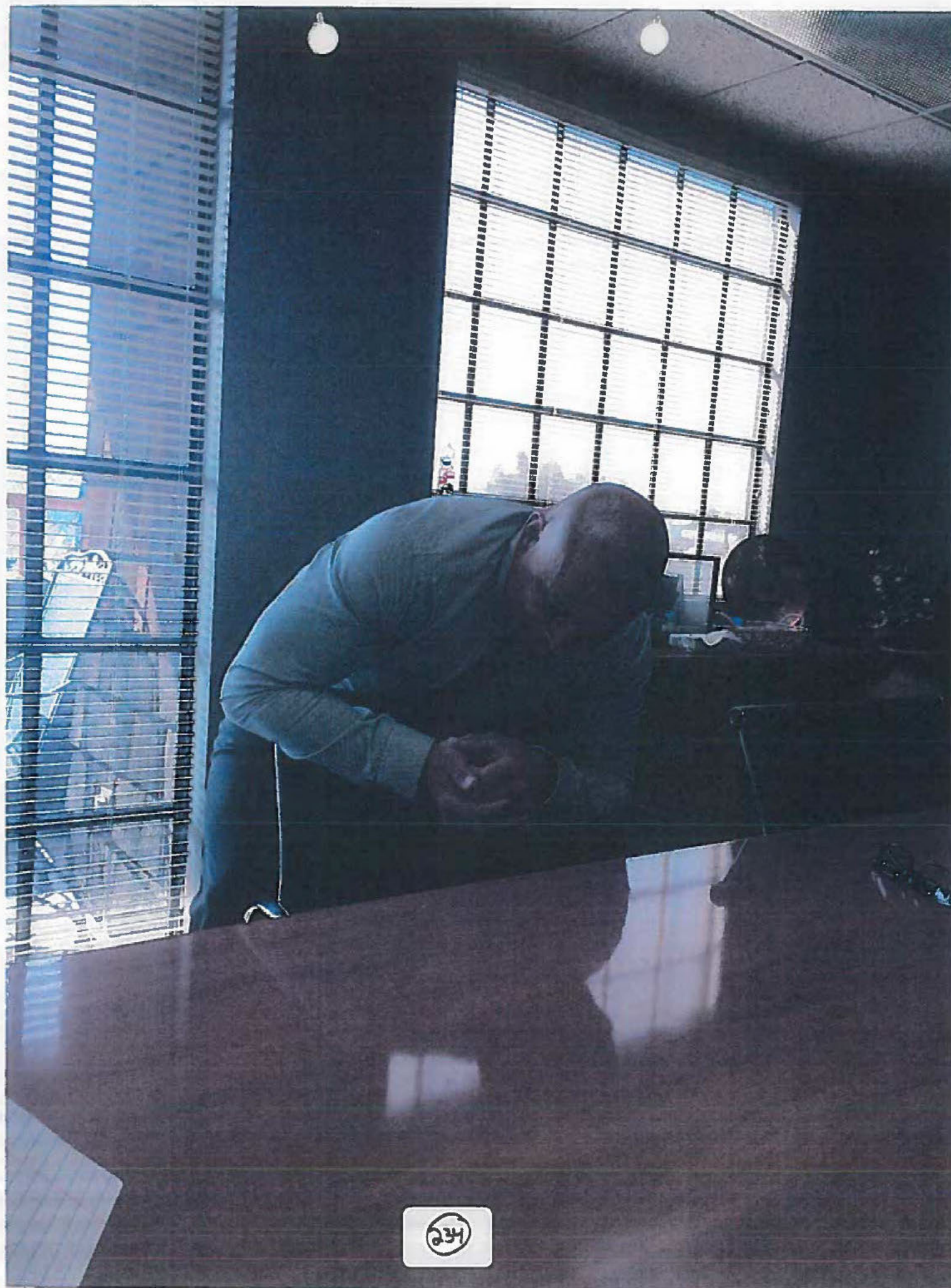
2 ZAMORA: Yes, 'cause when I got up, uhm, when I got, when I took cover, I
3 remember standing there and then I believe my sergeant is the one who asked me, are
4 you okay? And I told him, I go, I think I've been shot, and then he asked me, he goes,
5 you, you were, you were shot? And I go, I think so, so my, I believe it was [REDACTED]
6 [REDACTED] asked him, like, well, hey, check me real quick, I think I got hit, so he did a real
7 quick assessment, turned around, checked me, he goes, no, no, he goes, I think you're
8 okay, and then I just took my position back behind the wall.

9 CAIN: All right. Anything else that you think is important that, uh, that, uh, that
10 we -- you need to bring to our attention?

11 ZAMORA: No.

12 CAIN: All right, well, it is now 1132 hours and we're gonna go off tape.

13 (END OF INTERVIEW).





NOVEMBER 7, 2016; 1109 HOURS

-oo0oo-

INTERVIEW WITH OFFICER [REDACTED]

Taken in the presence of Detective **CAMARILLO** and Detective **CAIN** of the Los Angeles County Sheriff's Department, Homicide Bureau. Case under File #016-00116-3199-055. Transcribed by Isaac Yanez, Written Communications, Inc.

-oo0oo-

CAMARILLO: Okay, today is Monday, November 7th, 2016, the time is 11:09 a.m. This is Detective Dean Camarillo, along with my partner, Sergeant Timothy Cain from Sheriff's Homicide. We are at the Alhambra Police Department, we are inside a chief's conference room with, uh, Officer -- what's your first name, sir?

[REDACTED]: [REDACTED]

CAMARILLO: [REDACTED] your first name, not [REDACTED] Okay. And spell your last name for me.

[REDACTED]

CAMARILLO: Okay. And, uh, your numbers, sir? Your serial number.

[REDACTED]: 279.

CAMARILLO: We are here with [REDACTED] from the Alhambra Police Department, along with, uhm, his counsel attorney, [REDACTED] [REDACTED], from the [REDACTED] We good? Okay, so today is a, uh, a follow-up to a officer-involved shooting that happened on October 9th, 2016, which was a Sunday, at approximately 0431 hours, in the City of South Pasadena. That incident was documented under Sheriff's File Number 016-00116-3199-055, and it's documented under South Pasadena Police Department 16-2113, and Alhambra Police Department, uh, Record Number 16-6745. All right, my, uhm, we're just gonna get a

1 little bit of, uh, like, some background information on you.

2 [REDACTED]: Okay.

3 CAMARILLO: Uh, first, how old are you, sir?

4 [REDACTED]

5 CAIN: -- ?

6 [REDACTED]: Yes, sir.

7 CAMARILLO: Okay, and what academy did you attend?

8 [REDACTED] Rio Hondo.

9 CAMARILLO: And what class number?

10 [REDACTED] 200.

11 CAMARILLO: 200? And do you remember what month and year you
12 graduated?

13 [REDACTED]: Uh, that, I don't. Two years ago? Somewhere in March, so --? 2014,
14 (talking over).

15 CAMARILLO: March, roughly March 2014? Okay. And how long have you been
16 with the Alhambra Police Department?

17 [REDACTED] Going on two years.

18 CAMARILLO: So did you -- were you hired with Alhambra --?

19 [REDACTED]: I was hired, correct.

20 CAMARILLO: When you went through Rio Hondo?

21 [REDACTED]: Correct.

22 CAMARILLO: Okay. Do you have any other, uhm, police experience?

23 [REDACTED]: I do not.

24 CAMARILLO: Uh, military?

25 [REDACTED]: I do not.

1 CAIN: Do you know your hire date?

2 [REDACTED]: That exact date, I do not.

3 CAIN: Okay, but, uh, uhm, were you hi--hired by Alhambra prior to graduation?

4 [REDACTED] Correct, they hired me --

5 CAIN: Okay.

6 [REDACTED]: -- and put me through.

7 CAIN: Okay. Okay.

8 CAMARILLO: And you said you had no military, right? And no prior police?

9 [REDACTED]: No.

10 CAIN: Okay. No reserve status or anything?

11 [REDACTED]: None.

12 CAIN: Okay.

13 CAMARILLO: All right, on, uh, October 9th, 2016, uh, which was actually a
14 Sunday, uhm, what unit were you assigned?

15 [REDACTED] Like call sign or the actual --

16 CAMARILLO: Yeah.

17 [REDACTED] -- vehicle -- uh, George. Well, it was an Adam unit prior that night,
18 and my partner had gone home around 3:30, so then I was a single-man unit.

19 CAMARILLO: Okay, what -- let's back up then. What time did your shift start
20 that day?

21 [REDACTED]: It would've started Saturday, at, uh, 3:30.

22 CAMARILLO: 3:30 in --?

23 [REDACTED] The afternoon.

24 CAMARILLO: Okay, so Saturday --

25 [REDACTED] 1530 hours.

1 CAMARILLO: At 1530 hours, uhm, as what unit?
2 [REDACTED] 1-Adam-George.
3 CAMARILLO: 1-Adam-George, and that was with a partner?
4 [REDACTED] Correct.
5 CAMARILLO: Okay, do you remember who your partner was?
6 [REDACTED]: Uh, [REDACTED]
7 CAIN: Now, the Adam designates that it's a two-man car?
8 [REDACTED]: Correct.
9 CAIN: Okay.
10 CAMARILLO: And that shift was, runs from 3:30 to what?
11 [REDACTED] 3:30, in the morning, it's a 12-hour.
12 CAMARILLO: Okay, so 3:30 to 3:30?
13 [REDACTED]: Correct.
14 CAMARILLO: Do you know [REDACTED] first name?
15 [REDACTED]: Uh, [REDACTED]
16 CAMARILLO: [REDACTED] Okay. And you guys were 1-Adam-George?
17 [REDACTED]: Correct.
18 CAMARILLO: And then he went home at some point?
19 [REDACTED]: At some point, right.
20 CAMARILLO: At the end of the shift or --?
21 [REDACTED]: That -- end of his -- the normal shift, it would've been the end of my
22 shift as well.
23 CAMARILLO: Okay. And then, so, from, at 3:30, when your shift ended, he went
24 home then which unit did you become?
25 [REDACTED]: George.

1 CAMARILLO: Just George?

2 [REDACTED]: Just George, 'cause it's a single-man.

3 CAMARILLO: Okay, and that's for how long?

4 [REDACTED] It would've been 'til 6:30, 'cause I stayed for overtime, three hours of
5 overtime.

6 CAMARILLO: Three hours overtime?

7 [REDACTED] Yeah.

8 CAMARILLO: Okay, so from 0330 to 0630, just 1-George?

9 [REDACTED] Correct.

10 CAMARILLO: Or just George?

11 [REDACTED] 1-George, George.

12 CAMARILLO: Okay.

13 CAIN: Were they down bodies that night?

14 [REDACTED] Usually, yeah, they're always down bodies at night.

15 CAIN: Okay.

16 CAMARILLO: So at some point during your shift, uhm, do you recall responding
17 to [REDACTED]?

18 [REDACTED]: I remember responding to a call out in Pasadena, but I don't
19 remember the exact address.

20 CAMARILLO: Okay. What was it that you remember responding to?

21 [REDACTED]: I remember it was just patched as assist, South Pas., on shots fired.

22 CAMARILLO: On a shots fired call?

23 [REDACTED] Correct, I heard it, I wasn't dispatched directly, I just started heading
24 that way.

25 CAMARILLO: Okay, so that information just came out over --

1 [REDACTED]: Over radio.

2 CAMARILLO: -- over the radio?

3 [REDACTED]: I heard it, yeah.

4 CAMARILLO: Okay. Uhm, so it's South Pas., radio shots fired. Was there any
5 additional information, other than just shots fired?

6 [REDACTED]: I don't remember much being put-out over the radio while responding.

7 CAMARILLO: Okay, do you recall if, uh, did you re--do you recall receiving
8 information that officers have been involved in a shooting or a suspect had been
9 shooting?

10 [REDACTED]: That, I don't remember, I don't remember responding, who shot what,
11 who shot at who, who was hit, I just remember hearing that shots, possible shots were
12 fired in South Pasadena.

13 CAMARILLO: Okay. So at some point you arrive at a location, uhm, which we
14 now know is [REDACTED], uhm, can you kind of just walk
15 us through, uh, what happened upon your arrival?

16 [REDACTED]: Yeah, I remember responding, and as I was responding, I already
17 knew that one of our officers, Officer [REDACTED] was on-scene, so I knew he was there,
18 I remember asking him where exactly it was, as I was approaching, it was south of, or
19 north of on Huntington, east or west at Fremont, he said, south side, just west of
20 Fremont, so I pulled up and I had another unit behind me, which was 104, and I
21 remember telling him, uh, George to 104, if that's you behind me, follow me.

22 CAMARILLO: Okay.

23 [REDACTED]: And I remember I made a left onto Huntington from Fremont, pulled
24 on the south side of the median, 'cause the large median, we didn't know where it was,
25 they pulled right behind me.

1 CAIN: Can I ask a question? Now, this conversation that you were having, was
2 that over working frequency or was that over a, uh --?

3 [REDACTED]: (Talking over) -- no, it was over our main radio.

4 CAIN: Okay.

5 [REDACTED]: In-car radio.

6 CAMARILLO: Okay, so you tell, uhm, Unit 104 to fall in behind you?

7 [REDACTED]: Correct, 'cause I didn't want to arrive on-scene to a shooting call by
8 myself.

9 CAMARILLO: Okay. Uhm, then you arrived then what happ--then what did you
10 do?

11 [REDACTED]: I remember as soon as I put my car in park, right even before I got out
12 of the car, Officer [REDACTED], who was the original officer from Alhambra on scene, he
13 put out over the radio, I heard him say, something to the effect of, an active shooter,
14 grab your vests and rifles, so --

15 CAMARILLO: Okay.

16 [REDACTED]: -- that's exactly what I did, followed his orders.

17 CAMARILLO: Okay, and --

18 CAIN: And that was at -- while you were at the scene?

19 [REDACTED]: I, I had literally just pulled up, I was getting out of my car as he put it,
20 put it out over the radio.

21 CAIN: Okay.

22 CAMARILLO: So you did just that?

23 [REDACTED]: I did just that.

24 CAMARILLO: Okay, and --

25 [REDACTED]: And --

1 CAMARILLO: -- what -- go ahead.

2 [REDACTED]: My partners behind me did the same thing.

3 CAMARILLO: Okay, and what kind of rifle is it that you --?

4 [REDACTED]: It's the department-issued M4.

5 CAMARILLO: Okay.

6 CAIN: So via [REDACTED], you heard to get your vests and what else?

7 [REDACTED]: Rifles.

8 CAIN: Rifles?

9 [REDACTED]: Correct, and that was over the same channel that we were using,
10 which is the in-car radio.

11 CAIN: And that was the working frequency?

12 [REDACTED]: Correct.

13 CAMARILLO: Okay. How was, uhm, so you grabbed your M4 rifle --

14 [REDACTED]: Correct.

15 CAMARILLO: -- and how was that rifle loaded?

16 [REDACTED]: That rifle, we usually don't carry it hot, it was loaded with a magazine,
17 but it was not my magazine, it was my partner, [REDACTED] he had left it in there, he forgot to
18 take it out, so I just left it in there and figured I'll just take it out when I get off shift and
19 hang onto it for him.

20 CAMARILLO: Okay, so, first of all, when you say "hot," you're talking about one
21 round in the chamber?

22 [REDACTED]: We don't -- we don't -- yeah, usually, we don't, so it was --

23 CAMARILLO: Okay.

24 [REDACTED]: -- it was empty, it was just the mag was in.

25 CAMARILLO: Was inserted in the, into the rifle?

1 [REDACTED]: Inserted, correct.

2 CAMARILLO: Okay. And that magazine was actually [REDACTED] magazine?

3 [REDACTED] Correct.

4 CAMARILLO: That was still inserted?

5 [REDACTED] Because the day before, he had checked out the vehicle --

6 CAMARILLO: Okay.

7 [REDACTED]: -- 'cause he was gonna drive, so --

8 CAMARILLO: All right, do you guys usually keep the magazines loaded
9 consistent or is it up to, uh, each individual to load the magazine?

10 [REDACTED] I mean, you're just given the department ammo and you load it how
11 you load it, there's never, never checked that you have 29, you have 28, just --

12 CAMARILLO: Okay. That, those magazines, and you said that's [REDACTED]
13 magazine?

14 [REDACTED] Correct.

15 CAMARILLO: So do you guys have your own magazines? Is it something you
16 check out at the beginning of shift? How does that work?

17 [REDACTED]: You take all your equipment with you at home.

18 CAMARILLO: Okay.

19 [REDACTED]: You don't check it in, check it out, like I, if I were to get off shift, I
20 would check it, put it in my war bag, and put it in my locker.

21 CAIN: So the magazine goes in your war bag?

22 [REDACTED]: Or where ever you --

23 CAIN: The -- or wherever you keep your personal equipment --

24 [REDACTED]: Right.

25 CAIN: -- and the, and the rifle itself is turned into the armory?

1 [REDACTED]: (Talking over) -- the rifle stays locked in the, in the vehicle --

2 CAMARILLO: In the unit.

3 [REDACTED]: The next shift would take it out, check it out, do whatever, how many,
4 whatever rounds, whatever mag they would use --

5 CAMARILLO: All right.

6 [REDACTED]: -- but that officer --

7 CAIN: And where is that mounted in the vehicle?

8 [REDACTED]: Uh -- in between the passenger and driver.

9 CAIN: And that night you were driving what?

10 [REDACTED]: The new Explorers.

11 CAIN: Okay.

12 [REDACTED]: And it's the same thing, just right there.

13 CAIN: Okay. Can you look down and tell that there's a, uh, magazine in the
14 weapon?

15 [REDACTED]: If you -- yeah, you could see it --

16 CAIN: Okay.

17 [REDACTED]: -- yeah.

18 CAIN: And, and maybe I'm spinning ahead, put what's the capacity of that
19 magazine, do you know?

20 [REDACTED]: Thirty rounds. That day, I don't know what it, his was loaded too.

21 CAIN: You don't know how many it had?

22 [REDACTED]: No, I don't.

23 CAMARILLO: Okay, so you grab your vest, you grab your M4 rifle, and then
24 what do you do?

25 [REDACTED]: I remember, I first grabbed the rifle, I went around to the trunk, and I

1 had seen [REDACTED], 'cause they're
2 an Adam unit that night, they were getting their stuff, and we were talking back and
3 forth, are you ready, you know, pop the trunk, grab my helmet, and I remember I
4 wrapped around, [REDACTED] right behind me, I remember turning around, looking to
5 [REDACTED] were standing side-by-side, I said, are you ready, and [REDACTED] said yes,
6 and I started heading towards the house.

7 CAMARILLO: Okay. Now, when you, uhm, arrived in front of the house, were
8 there other officers in the front?

9 [REDACTED]: That -- at the actual house?

10 CAMARILLO: Yes.

11 [REDACTED] I, I didn't see Officers in front of the actual house. I saw patrol vehicle
12 lights off in the distance.

13 CAMARILLO: Okay.

14 [REDACTED] I didn't see actual officers.

15 CAMARILLO: Okay.

16 [REDACTED] No.

17 CAMARILLO: Then what did you do?

18 [REDACTED] As soon as I checked if they were ready, I got on the sidewalk and I
19 remember, I remember I could hear voices yelling something, like, yelling, I couldn't
20 hear what was being said, but I could hear male voices coming off in the distance, from
21 where I knew the house, the general area.

22 CAIN: Male voices?

23 [REDACTED] Male voices. I couldn't see, because I remember there was a lot of
24 trees, and it was really poorly lit, it was dark, there was maybe one streetlamp, working
25 streetlamp, it was dark, so I started heading that way.

1 CAIN: Okay.

2 [REDACTED] And I, I could hear them behind me, officers behind me, running.

3 CAMARILLO: Okay, let me, let me ask you this. Before you, you're out of your
4 car, you got your vest, you got your rifle, but before you go to the actual location where
5 the incident's at, had you received any updated information, or any other information,
6 other than what you had said earlier about shots being fired?

7 [REDACTED] I didn't, I, I heard radio traffic but nothing that caught my ear of
8 description of any suspect, nothing.

9 CAMARILLO: Okay, and that's what I was getting at. No suspect description?

10 [REDACTED]: No suspect description, no weapon description--nothing.

11 CAMARILLO: Okay.

12 [REDACTED] The last I heard about anything of the actual call, was when I put my
13 car in park and it was what Officer [REDACTED] said over the radio.

14 CAMARILLO: Okay. Uhm, and he didn't provide any suspect information or
15 anything?

16 [REDACTED] No.

17 CAMARILLO: That you recall?

18 [REDACTED] I -- from when I got the call, I don't ever remember hearing --

19 CAMARILLO: Okay.

20 [REDACTED] -- a suspect description. Victim description, nothing.

21 CAMARILLO: All right. Go ahead.

22 CAIN: It -- so if I understand you right, you weren't, you weren't certain if the, the
23 suspect was male, female --

24 [REDACTED]: I didn't know male --

25 CAIN: -- or if the victims were male or female?

1 [REDACTED]: -- female, black, white, Asian--nothing.

2 CAIN: Okay.

3 [REDACTED] I didn't --

4 CAMARILLO: So you arrive in the front of the house, uhm, and then what
5 actions do you take once you, once you arrive in the front of the house? And when I
6 say arrive, I'm talking once you walk up to the front.

7 [REDACTED] (Talking over) -- so I remember, as soon as I told them, are you
8 ready, we started jogging on the sidewalk, slowly, like I said, I didn't know where who
9 was, what the shooting was, so I remember I was looking around, and like I said, there
10 was a tree-line, as soon as I turned that tree-line, I could see the house, and I could see
11 Officer [REDACTED] it was a two-story house, and I could see, okay, here it is. I saw
12 Officer [REDACTED] standing on the patio, or the porch, whatever you want to call it --

13 CAMARILLO: Right.

14 [REDACTED] -- I saw two other officers that I didn't recognize, I had never seen
15 before, plus it just happened so quick --

16 CAMARILLO: Right.

17 [REDACTED] -- they weren't talking nothing; I could hear them yelling inside the
18 house.

19 CAMARILLO: Okay.

20 [REDACTED]: The, the, the two other officers I'd never recognized before.

21 CAIN: They were outside the house or inside of the house?

22 [REDACTED]: From what I saw, it looked like one was standing in front of the actual
23 door, like, in the doorway --

24 CAIN: Uh-huh (AFFIRMATIVE), like the threshold?

25 [REDACTED]: The actual threshold --

1 CAIN: Right.

2 [REDACTED] -- from the porch to the inside, and I could hear yelling, and I could
3 see someone else in front, it looked like an officer in front of him and I could hear them
4 yelling. Don't know what was being said.

5 CAIN: Okay.

6 CAMARILLO: And what was [REDACTED] doing?

7 [REDACTED] McFarlane was standing on the porch outside a couple feet away
8 from them, and he was by himself. He wasn't talking to anybody, it didn't look like he
9 was talking to anybody, didn't acknowledge me, he didn't look at me, nothing.

10 CAMARILLO: Okay. Uhm, and that's as soon as you rounded the, the tree-line
11 there?

12 [REDACTED]: The tree-line, correct --

13 CAMARILLO: Okay.

14 [REDACTED]: -- and I made that left --

15 CAMARILLO: Okay.

16 [REDACTED]: -- and I remember seeing the house was, it was poorly lit, and the
17 only lights that I saw were whatever lights were on inside, on the first story, where the, I
18 saw the officers, and one light on A--I don't know what room it was, but there was a light
19 on on the second story.

20 CAMARILLO: When you say light on, that's like an interior light?

21 [REDACTED]: An interior light.

22 CAMARILLO: And not a spotlight shining?

23 [REDACTED] It wasn't a spotlight, it wasn't a porch light, it wasn't, it wasn't
24 moonlight, it was an actual room. I don't know if it was a bathroom, bedroom, whatever
25 it was --

1 CAMARILLO: Okay.

2 [REDACTED] -- I could see the door and the light was on inside.

3 CAIN: To the best of your recollection, how do you, how would you describe
4 that, that residence?

5 [REDACTED]: It was a, I remember it being a lightly colo--light painted --

6 CAIN: Right.

7 [REDACTED] -- two-story duplex with, uhm --

8 CAIN: It was a duplex?

9 [REDACTED] -- with a, a, a balcony, with a solid balcony.

10 CAIN: Okay.

11 [REDACTED] I remember that.

12 CAIN: I just -- I wasn't sure in your mind if you thought it was a single-family
13 home or a duplex?

14 [REDACTED]: No, no, no, I, I remember it being that because, like I said, as soon as
15 I turned that corner, this was happening in seconds --

16 CAIN: Okay.

17 [REDACTED] -- I saw [REDACTED], I saw the two officers, and I, like I said, I
18 remember scanning, I remember looking, I saw a glass on the floor, I remember there
19 was a, a very small, uh, grass yard, and then it has a, a cement walkway, and then
20 another grass yard, one on each side, I remember seeing, it looked like glass, I don't
21 know if it was a screen, right in the middle of the walkway.

22 CAIN: Okay.

23 CAMARILLO: Then where -- where do you go?

24 [REDACTED]: Okay, so as soon as I turn that corner, I see I see the two
25 officers, I look left, I look right, I remember looking up in the balcony, I was scanning the

1 whole picture, and then I went straight to

2 CAMARILLO: Okay.

3 [REDACTED] To, to go talk to him, he's by himself --

4 CAMARILLO: Okay.

5 [REDACTED] -- I didn't know where else to -- and I wanted to talk to

6 CAMARILLO: All right.

7 [REDACTED]: So I ran directly to

8 CAMARILLO: Okay. And what did he tell you?

9 [REDACTED]: I never got to -- I never made it that far, to him.

10 CAMARILLO: Okay.

11 [REDACTED]: So as soon as I turn that corner, I looked left, I looked right, look at
12 the house, I look up, there's nobody on the balcony --

13 CAMARILLO: Okay.

14 [REDACTED]: -- I never saw a person on a balcony, nothing, it looked empty, didn't
15 see a single thing.

16 CAMARILLO: Okay.

17 [REDACTED]: As soon as I scan real quick, I see , okay, I go to
18 and as -- a, a person pops up, on the balcony --

19 CAMARILLO: Okay.

20 [REDACTED] -- never saw who it was, never saw sex, race, nothing. They pop
21 straight up, and I remember, out of the corner of my eye, I saw it, and they popped up
22 so fast, and it looked, it, it looked like their arms were extended in front of them, I
23 remember turning, I saw their arms, and I fired one round in the direction, as I, as, this is
24 all as I'm still running, towards midstride.

25 CAMARILLO: Okay.

1 CAIN: So you were, you were, you had not stopped yet, you were --?

2 [REDACTED] No, it happened so --

3 CAIN: Okay.

4 [REDACTED]: -- like I -- I remember the grass was wet as I was running across the
5 grass, I remember backpedaling, slipping, backpedaling, 'cause that's how startled I
6 was, at the way they popped up. I didn't, it didn't happen so quick, I never stopped to
7 aim, like, take a direct aim, it just happened so quick.

8 CAIN: Where --

9 CAMARILLO: Okay --

10 CAIN: I was, I was thinking about using that board right there.

11 CAMARILLO: The, the front yard is, is split, right?

12 [REDACTED]: Correct.

13 CAMARILLO: And it's split by this walkway that you, that you told us about --

14 [REDACTED] Correct.

15 CAMARILLO: -- correct?

16 [REDACTED]: Correct.

17 CAMARILLO: Okay. One side of the walkway, you got the grass here, that's
18 gonna go towards the tree-line where you parked your car, toward, in that direction?

19 [REDACTED]: To the east, yes.

20 CAMARILLO: Okay, to the east.

21 [REDACTED]: Correct.

22 CAMARILLO: And the other one's to the west, right?

23 [REDACTED]: Correct.

24 CAMARILLO: Okay. The doorway that you saw them standing in front of at the
25 threshold, was that the door towards the east or the door towards, towards the west?

1 [REDACTED]: Towards the east.

2 CAMARILLO: Towards the east?

3 [REDACTED] Correct.

4 CAMARILLO: Okay. In reference to that doorway, and the walkway that we
5 talked about, where was [REDACTED] ?

6 [REDACTED]: I couldn't give you an exact --

7 CAMARILLO: Was he --

8 [REDACTED] I knew he --

9 CAMARILLO: -- was he on the porch, off the porch, like out towards the grou--
10 the front yard area, or was he closer to the porch area, do you remember?

11 [REDACTED]: I, I couldn't tell you how far, if he was -- I know he wasn't on the grass
12 where I was, he was closer to the house --

13 CAMARILLO: Okay.

14 [REDACTED] -- I couldn't give you an exact --

15 CAMARILLO: Okay. Uh, prior to running towards [REDACTED], or going to talk to
16 [REDACTED]

17 [REDACTED]: Okay.

18 CAMARILLO: -- did you hear any mention about, uhm, anything that was going
19 on at, at the location? And when I say any mention, I'm talking about the, the suspect
20 information --

21 [REDACTED] I don't, I never, I never heard anything about a suspect. I, I just
22 remember [REDACTED] saying he was out with two South Pas. officers --

23 CAMARILLO: Okay.

24 [REDACTED]: -- and I heard him talking to one of the other officers on the radio, I
25 heard his voice saying, yeah, I'm out with two South Pas. officers, they were talking,

1 and that's all I heard.

2 CAMARILLO: Okay. Do --

3 CAIN: Well, go--going back, initially, when you got there, uhm, weren't you
4 advised by the, that, to get your vests and rifles, that there had been --

5 [REDACTED] A poss--or an active shooter.

6 CAIN: Okay.

7 [REDACTED] Yeah, those words came out over the radio.

8 CAIN: Okay.

9 [REDACTED]: That's the only thing pertinent that I heard to, about the actual call,
10 you know --

11 CAMARILLO: What's -- can you describe this person who popped up, can you
12 des--give us a description of what you remember seeing?

13 [REDACTED]: It was just a black outline, of a, of a person, I could s--it was a person,
14 I could tell that, but I couldn't tell you male, female, clothing description, nothing, I mean,
15 that's how dark, that's how dark it was. I could see it because I could see the backdrop
16 of the house, it was -- I could see it.

17 CAIN: Okay. And, and for the purposes of the, uh, the tape, what [REDACTED]
18 [REDACTED] just did was, and correct me if I'm wrong, was kind of did a silhouette of, with
19 your fingers, you kind of made a silhouette --

20 [REDACTED] Correct, because I could see --

21 CAIN: -- of, uh --

22 [REDACTED]: -- the head --

23 CAIN: -- of a person?

24 [REDACTED]: -- I could see shoulders, I could, I could see it was a person, and it
25 was moving --

1 CAIN: Okay.

2 [REDACTED]: -- it moved, it, it came straight up.

3 CAIN: Okay.

4 CAMARILLO: Now, you described that you saw the person's arms, uhm,
5 extended out in front of him? Can you describe that to us a little bit better or a little bit
6 more detail, please?

7 [REDACTED] I could, I could, like I said, I couldn't see skin color, I couldn't see
8 gender, I couldn't see clothing color --

9 CAMARILLO: Right.

10 [REDACTED] -- or clothing type, I could see the outline of arms.

11 CAMARILLO: Okay. And what were the arms doing?

12 [REDACTED] Extended, I could see.

13 CAMARILLO: Both of them?

14 [REDACTED] Both of them.

15 CAMARILLO: Straight out?

16 [REDACTED]: Straight out in front of them.

17 CAMARILLO: Okay, can --

18 CAIN: Can you demonstrate how they were?

19 [REDACTED]: It was, it was in, they were in front of them, 'cause I could see as I
20 was running, the arms were straight out, I couldn't tell if they were together, but I could
21 see arms were out, just like, side by side.

22 CAIN: And, and for the purposes of the tape, what [REDACTED] just did was,
23 uh, put both of his arms out in front of him and explained that he couldn't tell if they were
24 together or, or apart, so he, uh, he moved his hands accordingly. Correct?

25 In and out.

1 CAIN: In and out, thank you.

2 [REDACTED]: Right.

3 CAMARILLO: Could you see anything in their hands?

4 [REDACTED]: I could not see any object in the hands. I, I, I couldn't, because it
5 happened so quick, I remember just seeing the arms were extended.

6 CAMARILLO: Okay.

7 [REDACTED] By the time they popped up and it registered in my mind, I saw a
8 person, arms in front of them --

9 CAMARILLO: Okay.

10 [REDACTED]: -- that's all I saw. They didn't --

11 CAMARILLO: And -- go ahead.

12 [REDACTED]: They didn't say anything, nothing was said, nothing was yelled by this
13 person, at all.

14 CAMARILLO: Okay. And you had mentioned that you raised your rifle and, and
15 fired a round?

16 [REDACTED]: Correct.

17 CAMARILLO: Do you recall how many rounds you fired?

18 [REDACTED] One round. I remember, as soon as it happened, it registered in my
19 mind, I, I fired one round, and the silhouette popped -- the person dropped, they just fell
20 back down, behind the wall, the actual --

21 CAMARILLO: Okay. Can you -- to the best of your recollection, I know it's been
22 a little while, but to the best of your recollection, can you describe to us, uhm, your
23 thoughts prior to pulling the trigger?

24 [REDACTED]: That, that -- that right there, I remember, as I was running up, as I
25 scanned the house, as I was running to McFarlane, I remember, okay, I gotta find out

1 what more is going on in this call. As that person popped up, I, the way they popped
2 up, and what I saw in that split second, it registered to me as, as a shooter. It, it, so
3 quickly. Like, I, I thought that this was the shooter. The way they popped up so overtly,
4 so quickly, and I, I, I was right in the middle of the yard, it was almost as if, here it is,
5 like, I saw it, I felt it, it was almost as if I braced for the impact, and it never came.

6 CAIN: Okay.

7 [REDACTED]: What I was expecting never came.

8 CAIN: So I'm -- when you said, and what, can you do that again, uh, [REDACTED]

9 [REDACTED] That, what you just demonstrated there?

10 [REDACTED]: When I, when I saw it, and I, I turned 'cause it was, I was running at
11 an angle, so I remember looking up, and I almost braced for it, and I remember
12 watching, pulling the trigger.

13 CAIN: Are you -- are you left-handed or right-handed?

14 [REDACTED]: I'm right-handed.

15 CAIN: Okay, so what [REDACTED] did -- see, I'm -- I shoot from the opposite
16 side, so it's hard for me to, uh -- so you -- what's, what -- I shoot from the left side,
17 what's the classic -- so you had your, uhm --?

18 CAMARILLO: It's the barrel of the rifle is, as he's pointing up towards -- the left
19 side.

20 CAIN: So you're right hand would've been on the trigger --

21 [REDACTED] On the trigger, correct.

22 CAIN: -- and what you did was you pointed it, uhm -- see, it's very awkward for
23 me.

24 [REDACTED]: It wasn't straight, it was kinda canted to my side.

25 CAIN: Okay.

1 [REDACTED]: Up in the air, at an angle.

2 CAIN: And so, so --

3 [REDACTED]: (Talking over) -- the person --

4 CAIN: -- the, the, the barrel of the, the, the firearm, your rifle, would've been
5 pointed in an upwards direction, and, and you were turned sideways towards the
6 balcony, correct?

7 [REDACTED]: It wasn't completely at a 90-degree angle to my right, it was this
8 person, wasn't, it was kind of offset to me.

9 CAIN: Were you running north, south, east, or west?

10 [REDACTED]: I wasn't running a true north-south, I was running more like a
11 southwest, 'cause as soon as I turned that corner --

12 CAIN: Okay.

13 [REDACTED]: -- the quickest path to [REDACTED] was a straight line.

14 CAIN: And while you were going in that southwest, and you turned your head to
15 the left --

16 [REDACTED]: To the right and the left, correct.

17 CAIN: -- was the, was the, the, the silhouette that popped up, was that to -- over
18 your shoulder or was it --?

19 [REDACTED]: No, no, no, this wasn't, this isn't an exaggerated 90-degree angle left,
20 this was maybe at a, an 11 o'clock.

21 CAIN: So this way?

22 [REDACTED]: Yeah.

23 CAIN: Okay.

24 [REDACTED]: Correct. (Talking over) --

25 CAIN: So about 11 o'clock?

1 [REDACTED] Right, that's the best way I can put it for you.

2 CAIN: And I don't know if the tape captured that but what I did was I had my, my
3 left arm out as if it's the rifle, my right hand as if it's on the trigger, and I'm pointing my,
4 my, my left arm in a, like a, like a, almost a 45-degree angle, not a true 45-degree
5 angle, and, and it's upwards, and what else did I miss out, like, does that capture it?

6 [REDACTED]: Yeah.

7 [REDACTED] Yes, that it -- yeah.

8 CAIN: And did you -- and you would've, at the 11 o'clock is the part I left out, you
9 would've been --

10 [REDACTED]: That's, that's the best I can give you.

11 CAIN: -- the silhouette was about at a 11 o'clock, do you know if you had made it
12 on the other side of that little, what [REDACTED] described earlier --

13 [REDACTED]: Oh, that I don't know.

14 CAIN: -- is that sidewalk, you don't know?

15 [REDACTED]: That, that I couldn't tell you.

16 CAIN: Okay.

17 [REDACTED] As soon as I scanned the ground in front of me, I just kept running. I,
18 I -- that I can't tell you.

19 CAMARILLO: Okay, so you fired a round, and then you said that the silhouette
20 dropped?

21 [REDACTED]: As -- as soon as I pulled that trigger and the round went off, they fell
22 back behind the wall that they popped out from under. Or behind.

23 [REDACTED] And I just want to say for the record, I think the word "silhouette" is
24 your word, I don't think he's ever used that.

25 CAMARILLO: Okay, that's -- I'm using silhouette, 'cause that, that's the best way

1 that I could describe it, uhm, he said it was a figure, dark, he didn't know if it was male,
2 female --

3 [REDACTED] Right, but I think silhouette sounds very, like, two-dimensional --

4 CAIN: And where did we get the word silhouette from is when he did that little
5 finger demonstration, so --

6 CAMARILLO: Okay.

7 CAIN: -- describe it however you think you need to describe it.

8 [REDACTED]: I could tell it was a 3-D person, it was a human being.

9 CAIN: Okay

10 CAMARILLO: Okay.

11 [REDACTED]: So that.

12 CAMARILLO: So this person went down after you --

13 [REDACTED]: Right after that --

14 CAMARILLO: -- fired the round?

15 [REDACTED]: -- (talking over) -- they went right back behind the --

16 CAMARILLO: Okay, then what did you do?

17 [REDACTED]: -- wall. As soon as I saw that they fell back behind that wall, I
18 remember turning to my right, there was that, that yard is open, there's no tree, there's
19 no, there's nothing to hide behind, the only solid thing that I saw to hide behind was, I
20 don't want to call it -- maybe a, a cement planter, it was out in front of apartments just
21 west of it, that was the only thing that I saw for actual cover.

22 CAMARILLO: Okay, so you ran around to the other side of the planter?

23 [REDACTED] I made a hard right and I ran directly to that planter, yes.

24 CAMARILLO: Okay. Prior to pulling the trigger, uhm, did you give any
25 commands?

1 [REDACTED] No, it happened so quick.

2 CAMARILLO: Okay, how about after?

3 [REDACTED]: I remember everybody scatter, I could see officers running, [REDACTED]
4 [REDACTED] ran from where he was to me. I remember we all just started yelling, let me
5 see your hands, let me see your hands, get your hands up.

6 CAMARILLO: Okay.

7 [REDACTED]: Because at this time, I don't know where the spotlight came from, it
8 came out of nowhere, someone, I don't know what agency, what officer, who did it, a
9 spotlight from the street started moving around in the house, and then you could see
10 that area was perfectly lit up.

11 CAMARILLO: Okay. Does your rifle have a, uh, like a tactical light --?

12 CAIN: That was before or after -- I'm sorry.

13 [REDACTED] It was --

14 CAIN: That was before or after the shooting?

15 [REDACTED] After the shooting.

16 CAIN: Okay.

17 [REDACTED] After. I don't know how long it was but it was after the shooting.

18 CAMARILLO: Does your tac--uh, M4 rifle have a tactical light mounted?

19 [REDACTED]: It does.

20 CAMARILLO: Okay, was it illuminated?

21 [REDACTED] That, when it happened, it, I, I didn't, I don't even remember that.

22 CAMARILLO: Okay.

23 [REDACTED]: It was just a pressure switch, I don't, I don't remember that.

24 CAMARILLO: Okay. Uhm, so you and other officers are yelling, let me see your
25 hands, let me see your hands?



1 [REDACTED] Correct.

2 CAMARILLO: Okay. Did the -- did you advise anybody, the threat that, or what
3 you had just seen and or anything to that effect?

4 [REDACTED]: I did, I remember as soon as it happened in that spotlight, started
5 adjusting, you could see a female's head bobbing up and down on, on the side of that,
6 uh, the little wall, on the, on the, on the balcony.

7 CAMARILLO: On the balcony?

8 [REDACTED]: On the balcony, where I had shot, you could see her head looking up
9 and down.

10 CAMARILLO: Okay.

11 [REDACTED] I remember start--I started saying, she --

12 CAMARILLO: Uh-huh (AFFIRMATIVE).

13 [REDACTED]: -- she, because I could see her.

14 CAMARILLO: Okay.

15 [REDACTED]: She popped up, she was pointing at me.

16 CAMARILLO: Okay.

17 [REDACTED]: I remember saying that, 'cause that's what I saw. I remember saying,
18 I couldn't see anything in her hand, it looked -- did she have something in her hand, I
19 was talking to [REDACTED], and he said, I don't know, I didn't see it, I don't know, I don't
20 know, I don't know.

21 CAMARILLO: Okay.

22 [REDACTED] And there's all of us, all 12 -- whatever officers were there, were
23 screaming, let me see your hands.

24 CAMARILLO: Okay. Was there a ladder, uhm, do you remember seeing a
25 ladder?

1 [REDACTED]: No.

2 CAMARILLO: Okay.

3 [REDACTED] No, that, there was no ladder at that time.

4 CAMARILLO: Do -- okay, do you remember when the ladder arrived?

5 [REDACTED] That ladder came from Fire -- I couldn't even give you, but I know
6 that ladder didn't come 'til I was on the other side of the house, on the perimeter, that
7 didn't come 'til later later.

8 CAMARILLO: Okay.

9 [REDACTED]: 'Cause I remember it took forever for them to get that ladder there.

10 CAMARILLO: Okay.

11 [REDACTED] If, if you're referring to the ladder they ended up using to get her
12 down.

13 CAMARILLO: It's my understanding there was a ladder used to get them down,
14 so I'm trying to figure out which, at what point did that ladder arrive.

15 [REDACTED] Way after.

16 CAMARILLO: Okay, so you move -- go ahead,

17 CAIN: Were you aware of any rescue attempt at that time?

18 [REDACTED]: Nope.

19 CAIN: Okay.

20 [REDACTED] Never knew it.

21 CAMARILLO: And at that time, we're talking about when he discharged his
22 firearm, is that what you're talking about, ?

23 CAIN: Any rescue attempt at any point.

24 [REDACTED] At any point, no. I didn't know of any victims, I didn't know anybody
25 anywhere, where anybody was.

1 CAIN: Okay.

2 CAMARILLO: So after you discharged your, uh, your rifle, you move to the other
3 side of the planter on the west side --?

4 [REDACTED] The west side, correct, on the sidewalk.

5 CAMARILLO: Okay. Then what happens?

6 [REDACTED] We all started yelling, get your hands up, get your hands up, let me
7 see your hands, and she, she, 'cause now I see it's a female, she starts slowly doing
8 this and stands up, and then starts putting her hands back, and then we all say, get your
9 hands back up.

10 CAIN: And for the purposes of the tape, if I, if I can describe it correctly [REDACTED]
11 [REDACTED] kind of like came up and your arms are up over your head --

12 [REDACTED]: Above your head, like he was --

13 CAIN: Okay.

14 [REDACTED] -- get your hands above your head.

15 CAIN: So she would've been down below the balcony?

16 [REDACTED] She -- she was, you could barely see, at the very beginning, you
17 could barely see her peeking up, no hand, just, just peeking over.

18 CAIN: And again, for the purposes of the tape, Officer Henna's just like, went
19 about eyebrow level, coming up.

20 CAMARILLO: The -- the officer that ran with you, uh, from your car to that front
21 yard --

22 [REDACTED]: Okay.

23 CAMARILLO: -- what was his name again?

24 [REDACTED] The, the two officers, I, I spoke to, [REDACTED]

25 CAMARILLO: Yes.

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1 [REDACTED]: -- and [REDACTED]

2 CAMARILLO: Yeah, those guys were working that unit, right?

3 [REDACTED] Correct, that I told to pull behind me --

4 CAMARILLO: Right.

5 [REDACTED]: -- when we were getting our gear together, I looked at [REDACTED], and I

6 told him, are you ready, [REDACTED] was standing right behind him looking at me --

7 CAMARILLO: Right.

8 [REDACTED]: -- and he said yes, and we went, they had their rifles, they had their

9 gear --

10 CAMARILLO: Right.

11 [REDACTED] -- they were ready, they looked ready to go, [REDACTED] acknowledged me.

12 [REDACTED]: You just -- for the record, made something with your --

13 [REDACTED]: His hel--he had his helmet on, everything.

14 CAMARILLO: Okay.

15 CAIN: Like a gesture as if you're putting on a helmet?

16 [REDACTED]: Yeah, he had, he had it -- yeah --

17 CAIN: Okay.

18 [REDACTED] -- he had it on.

19 CAMARILLO: Did both of you round that, when you talked about coming around

20 the tree-line, were you guys still together?

21 [REDACTED]: I remember hearing footsteps behind me, I don't know how far, how
22 close, I don't remember that, we didn't say a word to each other, we just began running,
23 as soon as I turned that corner, I don't know where he was in reference to me, how far
24 behind.

25 CAMARILLO: Okay.

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1 CAIN: Now, if, what, what, what you're describing as the tree-line, is that the, uh,
2 are those the trees or bushes or shrubbery that separates the property from the
3 property to the west?

4 [REDACTED]: No, no, no, it, that, that tree-line, or brush, whatever, shrubs, tree, the
5 hangover, is that last house, just east --

6 CAIN: Just east?

7 [REDACTED]: -- just east.

8 CAIN: Okay.

9 [REDACTED] Because I parked houses down.

10 CAMARILLO: Gotcha.

11 CAIN: Right.

12 [REDACTED] Tactically.

13 CAMARILLO: Now, you heard officers, you said that there was officers that were
14 yelling, when you arrived, could you tell if they were yelling at somebody on the roof,
15 upstairs?

16 [REDACTED]: When I first arrived --

17 CAMARILLO: Yeah.

18 [REDACTED] -- I couldn't tell if it was officers yelling. I just heard male voices
19 yelling.

20 CAMARILLO: Okay, about when you arrived at the front, front yard?

21 [REDACTED] I couldn't tell where, who they were yelling at, what they were yelling,
22 nothing.

23 CAMARILLO: Okay.

24 [REDACTED]: I don't know if -- maybe-- for all I know, they were yelling at each
25 other, I don't know.

1 CAMARILLO: Okay.

2 CAIN: Can I ask something?

3 CAMARILLO: Go ahead.

4 CAIN: I apologize for not asking it earlier, when you were describing it, 'cause I
5 got kind of hung up on how you positioned yourself with the, with the rifle, but you said
6 something, and I wish I remembered your exact words, but you said something to the
7 effect of, and correct me however best you can, after you shot you were waiting for
8 something, something along those lines --

9 [REDACTED] Correct.

10 CAIN: -- what were you waiting for?

11 [REDACTED]: Like I said, the feeling, I thought, in that split second of how
12 everything went down, and how, what I had, it was the shooter, like, I, I was waiting for
13 that impact.

14 CAIN: I don't understand what you mean by impact. What were you waiting for?

15 [REDACTED]: Of being shot.

16 CAIN: So you, so you thought you were gonna get shot --

17 [REDACTED]: Yeah.

18 CAIN: -- is that what you thought?

19 [REDACTED] Correct --

20 CAIN: Okay.

21 [REDACTED]: -- I remember that feeling of tensing up, here it co--and it never came.

22 CAMARILLO: I think he said he was, he braced.

23 CAIN: Yeah, I don't remember your exact words --

24 CAMARILLO: Yeah.

25 CAIN: -- and I meant to follow up on it and I got sidetracked. And on the

1 balcony, do you remember if, at that time, you didn't know if it was a male or a female or
2 do you remember where the, the person was when you, when you, when you fired
3 towards that person? Was that person towards the east portion of the balcony, the west
4 portion of the balcony, somewhere in the middle? If you can even say.

5 [REDACTED]: I remember it was almost as if they were dead center --

6 CAIN: Okay.

7 [REDACTED] -- of the balcony. And that's just a rough estimate.

8 CAIN: And eventually, at some point, you realized that the person on the
9 balcony was a female, can you describe this, uh, female?

10 [REDACTED]: The person who popped up after we began yelling, let me see your
11 hands --

12 CAIN: Right.

13 [REDACTED]: -- I could say, I could see it was a female, Asian, dark hair, I could see
14 the clothing because of the spotlight now.

15 CAIN: Well, do you remember the clothing?

16 [REDACTED] I want to say maybe a pink shirt, if that, I, I, I can't -- it's been so long,
17 I don't even remember.

18 CAIN: About, about how old?

19 [REDACTED] I couldn't tell you that, I could see light skin, that's it. She, she
20 sounded younger.

21 CAIN: Sounded younger?

22 [REDACTED]: Af--right, 'cause after we told her to get her hands up, and she started
23 kind of responding a little bit to us, she wasn't really talking.

24 CAIN: That -- okay. And when you say light skin, are you talking about in
25 contrast to the darkness?

1 [REDACTED]: No, no, no, no, no, no, 'cause now the spotlight is illuminating the
2 house perfectly, everything, I could see light complexion, light-skinned, pale.

3 CAMARILLO: I don't have any follow-up questions, Tim, but I do have something
4 I need to put, put on the record that we probably should've put in the beginning.

5 [REDACTED]: I have questions if you don't.

6 CAMARILLO: Go ahead.

7 [REDACTED]: Uhm, okay, so you (background noise) -- when the figure popped
8 up, and you could see them moving, you could see their shoulders --

9 [REDACTED]: Correct.

10 [REDACTED] -- what did, what could you see of the shoulders?

11 [REDACTED]: I could, I could see -- it was almost if they were hunching over, if that,
12 if you can picture that in your mind. Yeah, I can --

13 [REDACTED] Can you demonstrate it so we can describe it for the record?

14 [REDACTED]: Okay, the way, the way, when they popped up, I could see the arms
15 extended, it was as if they were leaning over, like, leaning over.

16 [REDACTED]: Okay, so you -- so if the shoulders were, and you said arms
17 extended --

18 [REDACTED] Correct.

19 [REDACTED]: -- so you could tell the arms were not down at the body?

20 [REDACTED]: I could tell they were not down, they were not to the side, and then I
21 could definitely tell they were not in the air.

22 [REDACTED]: Okay.

23 [REDACTED]: Because in contrast with the wall, I --

24 CAIN: But [REDACTED] was also, if, if the, like, the edge of the table was the,
25 uh, the rail of the balcony, or the top of the balcony, he was also leaning forward, is that

1 correct?

2 [REDACTED] Hun--hunched over, I don't know if they were leaning over the
3 balcony, that I couldn't tell, 'cause --

4 CAIN: His, his shoulders go up to about his, uh, the top of his neck --

5 [REDACTED]: It's like the --

6 CAIN: -- and he said, and he's leaning forward.

7 [REDACTED]: Okay, uhm, because you, you described, and I wrote it down, like a
8 shooter, can you describe --?

9 [REDACTED]: It's almost as if it was a shooting stance, how you would shoot,
10 squared up body.

11 [REDACTED] Okay. Uhm, I also wrote down, you said something that you
12 couldn't see an object in their hand, right?

13 [REDACTED]: I couldn't.

14 [REDACTED]: Okay, so I just want to make sure that the record was clear, does
15 that mean that you could see there was nothing in their hand or you couldn't see what
16 was --?

17 [REDACTED]: I couldn't tell if there was --

18 [REDACTED]: Okay.

19 [REDACTED]: -- or wasn't something in their hand.

20 [REDACTED]: And then I think -- I don't know if you asked him, what was, what
21 was -- what was the reason that you shot?

22 CAMARILLO: I did ask.

23 [REDACTED] You did? Okay, I wrote down --

24 CAMARILLO: I mean, we can get it, have him tell, tell us, tell us again.

25 [REDACTED]: No, I don't think that's necessary.

1 CAMARILLO: Yeah, it's okay.

2 [REDACTED]: I just didn't -- uhm, I don't think -- I mean, I heard the brace for
3 impact, but, uhm --

4 CAMARILLO: We can put it on the record. Can you tell us why you shot?

5 [REDACTED] As soon as I saw that person pop up, the way it registered, how they
6 were standing, it was, I, I thought, like I said, I thought, this is the shooter. I didn't have
7 a description, anything, this person popped up, I'm here in the middle of the yard, they
8 looked like they were facing my direction, I, I said, as soon as I turned, I registered, I
9 saw, I felt that I was gonna get shot. I, I didn't have anything, where to run, it was as if
10 almost as soon as I hit dead center or wherever I was in the yard, that's when they
11 popped up, it was almost as if they knew I was there. It was as if they -- I don't know,
12 watching me, I don't know. 'Cause I didn't see them when I was running up, right
13 around the corner, but as soon as I got right in front of that balcony, or in that general
14 area, they popped up, like a jack-in-the-box, just straight up, and I thought, here's the
15 shooter, like I said, I braced for that shot that never came.

16 [REDACTED]: Okay.

17 CAIN: Okay.

18 [REDACTED]: That's all I have.

19 CAMARILLO: You got anything, Tim?

20 CAIN: Yeah, I think we asked it, I know we asked it, but just so I'm satisfied.

21 When did you chamber the, uh, round?

22 [REDACTED] When I got out of the vehicle, as I was putting my helmet and
23 everything on, I don't remember exactly when but I chambered it before I ran, because I
24 remember doing a chamber check.

25 CAIN: Okay. Okay. I don't have anything else.

1 CAMARILLO: No. Do you have anything else?

2 [REDACTED]: No.

3 CAMARILLO: Okay, one thing I want to put on tape that, like I said, we probably
4 should've established in the very beginning but I want to make sure it's clear, is that,
5 and -- I think we explained it to you before, we don't take compelled statements, okay?

6 [REDACTED] Uh-huh (AFFIRMATIVE).

7 CAMARILLO: So, uh, we weren't forcing you, we're not, we weren't, we didn't
8 force you to talk to us here today --

9 [REDACTED]: Correct.

10 CAMARILLO: -- okay? Uhm, that, obviously, this discussion and our interview
11 was, uh, free and voluntary on your part, along with your counsel here --

12 [REDACTED] Correct.

13 CAMARILLO: -- so I just wanted to set that for the record. Do you have
14 anything, Tim?

15 CAIN: Nothing.

16 CAMARILLO: No?

17 [REDACTED] No.

18 CAMARILLO: Okay. Anything else, uh, that you can add, or that you
19 want to add, uhm, in regards to this incident?

20 [REDACTED] That, honestly, nothing else, what happened just happened so fast,
21 no, I can't, nothing that --

22 CAMARILLO: Okay.

23 [REDACTED] -- I can think of at all.

24 CAMARILLO: Okay. With that, we're gonna --

25 CAIN: It's 1151.

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1 CAMARILLO: Going off tape.

2 *(END OF INTERVIEW).*